Tab 12

Technology Update

(Please double click to enlarge the document. You can then maneuver through the pages with the arrows located at the bottom of the document, click "open file" in the top right corner or download the file to your computer using the "extract file" icon located at the bottom of the document in the pdf tool bar.)

Legislative Council - IT Division Report

November 9, 2018

Interim Projects

- House Sound System Upgrade (w/ conf. phones)
- Upgrade Network Switches
- Upgrade Wi-Fi Network
- Assist in Adding Cellular Carriers
- Set up New Oracle Servers
- Set up New Web Servers
- Convert from Box to OneDrive
- Convert Shared Calendar

Laptop Use Policy Changes

- Approved by Tech Committee
    - Requested Leg. Council Review
- Due to Security Concerns – Legislators need to acquire approval and authorization code to install software.
- Appropriate Use Section Altered
    - Committee wants this section considered in relation to last session's H600.

Legislator Laptops

Device Required Feature

- 14 inch screen
- Lightweight
- Durable Construction
- Must Have Built-In Network Port

Laptops Considered by Committee

- Dell Latitude 7490
- HP Elitebook 840
- Lenovo ThinkPad 480T & 480Ts

Committee Laptop Decisions

- Touchscreen – versatility & future proofing
- Matte Screen – avoid glare & fingerprints
    - Provided by Dell & Lenovo
- Intel Core i7 Processor – future proof
- Lenovo 480Ts – lightest, best battery life, least expensive

Legislative Council - IT Division Report

November 9, 2018

Lenovo ThinkPad 480Ts

- 14” Matte Touchscreen
- Intel Core i7 processor
- 8 GB Ram
- 256 GB Solid State Drive
- Camera Privacy Slide

Additional items

- Extra Power Supplies
- Docking Stations – limited qty.
- Carrying Bags

Agreement Regarding Use of Laptop Computer

Approved by Ad Hoc Committee on Technology October 04, 2018
Revision 2.5

This agreement governs use of a legislative laptop computer. The Legislative Services Office hopes this equipment is helpful to you as you serve your constituents and perform your legislative duties. Legislative Services Office staff is available to answer questions and assist you with computer or software needs.

A laptop computer will be issued to each legislator who requests one, for the legislator's year-round use in carrying out legislative responsibilities during the legislator's two-year term of office. The legislator's signature below acknowledges agreement to abide by the policies and procedures as follows:

1. The legislator acknowledges that the laptop computer and computer-related equipment and software issued to him or her are the property of the Legislature.

2. The legislator agrees to return the computer and computer-related equipment and software to the Legislative Services Office at the end of the legislator's term of office or upon leaving office during their term or when requested by Senate or House leadership. Personal data may be copied for the legislator upon return of the computer, and the computer hard drive will be erased or written over. The legislator may be present and participate in the process of erasing the hard drive, if desired.

3. If the laptop is acquired on a lease, prior to end of lease date, or upon request, the legislator agrees to return the laptop to the Legislative Services Office and further agrees to pay any lease costs or late charges incurred as a result of failure to return a computer or computer-related equipment in a timely manner.

4. During years when the current model of laptop is being used for the next legislative session, the legislator agrees to bring the laptop to the Legislative Services Office prior to, or immediately after, the start of the session to receive session updates and modifications. If a legislator fails to have his computer updated by the end of the second week of the legislative session, network access may be restricted.

5. The legislator shall assume all risks associated with the operation and use of the personal computer and computer-related equipment at the legislator's district office or home.

6. The legislator is responsible to take reasonable care of the computer and computer-related equipment or software and to take reasonable precautions to avoid theft or damage, such as not leaving a computer in plain sight or in the heat in an automobile. If a computer is stolen, a police report must be made immediately and the theft must be reported to the Legislative Services Office as soon as possible.

7. The issued computer contains pre-loaded software. Legislative Services Office staff is trained to support these applications and is the resource for dealing with individual problems with supported software. Permission must be granted from the Legislative Services Office before additional software may be installed. The legislator assumes all licensing responsibilities for additional software added to the laptop. If the installation of additional software prevents the functioning of pre-loaded applications, the legislative staff may have to reinstall the original laptop configuration to fix the problem. Legislative Services staff may support additional applications for legislative purposes as directed by legislative leadership and as time permits.

8. The legislator in possession of the laptop computer is responsible for activity performed on the computer, and neither the state of Idaho nor the Senate or House is responsible for any unauthorized activity conducted on the laptop computer.

9. The issued computer and software may not be used for purposes which:
    a. violate any state or federal law, regulation, policy or procedure, including privacy or copyright, or any Senate or House policies or guidelines; or
    b. disrupt normal network use and service, including propagation of computer viruses or unauthorized access to protected and private network resources.

10. The issued computer and software are intended to be used primarily for official legislative business, correspondences, and other responsibilities; however, recognizing the part-time nature of legislative office, and the impossibility of screening e-mail messages, the secondary use of a legislative computer for personal or business activities by a legislator is anticipated and permitted.

11. The legislator is aware of the possibility that unknown individuals or authorities may be able to monitor use by members.

Attachment A

A Word of Caution about Using the Internet

- Members should be aware that documents created on legislative computers, correspondence sent and received via e-mail and records of sites visited on the Internet may become public in unintended ways.

- Electronic mail, though in most cases secure between sender and receiver, can be mistakenly addressed or forwarded to others for whom it was not intended. Even though you may have deleted an e-mail message on your screen, there is no guarantee that it has been removed from the system. The same applies for documents created using word processing and other applications available for legislator use.

- Internet sites visited can be tracked. Moreover, with appropriate software, “owners” of sites you visit on the Internet may be able to learn your identity.

- Any time a user posts comments on Internet news servers he or she leaves an Internet address behind. Anyone using an Internet search site has the ability to search for the address, determine who from that site has left postings, and read, print, copy or distribute their contents.

- Finally, it is within the realm of possibility that information regarding documents created on a legislative computer, e-mails and Internet sites visited could be retrieved and disclosed under the right set of circumstances.

Agreement Regarding Use of Laptop Computer

I have read the laptop use agreement and the attachments to this agreement, and I agree to its terms. I understand that ultimate responsibility for proper use lies with each individual member. I further understand that violations of these policies may be reviewed by legislative leadership and that violations may result in denial of the use of the equipment and software, and/or discipline under Senate and House rules.

_____ _____

Legislator Signature Date

_____ _____

Print Legislator Name Legislative District

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature Second Regular Session - 2018

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 600

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO PUBLIC OFFICIALS; AMENDING TITLE 74, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 6, TITLE 74, IDAHO CODE, TO PROVIDE FOR THE PUBLIC INTEGRITY IN ELECTIONS ACT, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO PROVIDE DEFINITIONS, TO PROHIBIT THE EXPENDITURE OF PUBLIC FUNDS, PROPERTY OR RESOURCES TO ADVOCATE FOR OR AGAINST CANDIDATES OR CERTAIN BALLOT MEASURES, TO PROVIDE EXCEPTIONS AND TO PROVIDE FOR REMEDIES FOR VIOLATIONS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Title 74, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW CHAPTER, to be known and designated as Chapter 6, Title 74, Idaho Code, and to read as follows:

CHAPTER 6
PUBLIC INTEGRITY IN ELECTIONS ACT

74-601. SHORT TITLE. This act shall be known and may be cited as the "Public Integrity in Elections Act."

74-602. LEGISLATIVE INTENT. The legislature finds that it is against the public policy of the state of Idaho for public funds, resources or property to be used to advocate for or against a candidate or ballot measure.

74-603. DEFINITIONS. As used in this chapter:

(1)(a) "Advocate" means to campaign for or against a candidate or the outcome of a ballot measure.

(b) "Advocate" does not mean providing factual information about a ballot measure and the public entity's reason for the ballot measure stated in a factually neutral manner.

(2) "Ballot measure" means constitutional amendments, bond measures or levy measures.

(3) "Candidate" means and includes every person for whom it is contemplated or desired that votes be cast at any political convention, primary, general, local or special election and who either tacitly or expressly consents to be so considered.

(4) "Expenditure" means:

(a) A purchase, payment, donation, distribution, loan, advance, deposit, gift of money, or anything of value; or

(b) A legally enforceable contract, promise or agreement to make any purchase, payment, donation, distribution, loan, advance, deposit, gift of money, or anything of value.

(5) "Property or resources" means goods, services, equipment, computer software and hardware, other items of intangible property, or facilities

provided to or for the benefit of a candidate, a candidate's personal campaign committee, a political issues committee for political purposes, or advocacy for or against a ballot measure or candidate. Public property or resources that are available to the general public are exempt from this exclusion.

(6) "Public entity" means the state, each state agency, county, municipality, school district or other taxing district or public corporation empowered to submit ballot measures to its electors.

(7) "Public funds" means any money received by a public entity from appropriations, taxes, fees, interest or other returns on investment.

(8) "Public official" means an elected or appointed member of a public entity who has:

(a) Authority to make or determine public policy;

(b) Supervisory authority over the personnel and affairs of a public entity; or

(c) Authority to approve the expenditure of funds for the public entity.

(9) "State agency" means each department, commission, board, council, agency, institution, officer, corporation, fund, division, office, committee, authority or other administrative unit of the state.

74-604. PUBLIC FUNDS PROHIBITED. (1) Unless specifically required by law, and except as provided in this chapter, neither a public entity nor its employees shall make, nor shall a public official make or authorize, an expenditure from public funds to advocate for or against a candidate or a ballot measure.

(2) Neither a public entity nor any of its employees shall use, nor shall a public official authorize or use, public property or resources to advocate for or against a candidate or a ballot measure.

74-605. EXCLUSIONS. Nothing in this chapter shall prohibit:

(1) A public official or employee from speaking, campaigning, contributing personal money or otherwise exercising the public official's or employee's individual first amendment rights for political purposes, provided no public funds are used for expenditures supporting the public official or employee in such activity;

(2) A public entity, public official or employee from the neutral encouragement of voters to vote;

(3) An elected official or employee from personally campaigning or advocating for or against a ballot measure, provided no public funds, property or resources are used for supporting the elected official or employee in such activity;

(4) A public entity from preparing and distributing to electors an objective statement explaining the purpose and effect of the ballot measure, including in the case of bond or levy elections the cost per taxpayer or taxable value, or similar information based on reasonable estimates prepared in good faith;

(5) The formulation and publication of statements regarding proposed amendments to the state constitution, as authorized by section 67-453, Idaho Code; or

(6) The publication of information described in sections 34-439, 34-439A and 34-1406, Idaho Code, as applicable, or other provisions of law requiring notices and disclosures in connection with elections and ballot measures.

74-606. VIOLATIONS -- REMEDIES. (1) Any public official or employee who conducts or participates in an activity that violates the provisions of this chapter shall be subject to a civil penalty not to exceed two hundred fifty dollars ($250).

(2) Any public official or employee who knowingly violates the provisions of this chapter shall be subject to a civil penalty not to exceed one thousand five hundred dollars ($1,500).

(3) Any public official or employee who knowingly violates any provision of this chapter and who has previously admitted to committing or has been previously determined to have committed a violation pursuant to subsection (2) of this section within the twelve (12) months preceding this subsequent violation shall be subject to a civil penalty not to exceed two thousand five hundred dollars ($2,500).

(4) The attorney general shall have the duty to enforce this chapter in relation to public agencies of state government, and the prosecuting attorneys of the various counties shall have the duty to enforce this chapter in relation to local public agencies within their respective jurisdictions. In the event that there is reason to believe that a violation of the provisions of this act has been committed by members of a board of county commissioners or, for any other reason a county prosecuting attorney is deemed disqualified from proceeding to enforce this chapter, the prosecuting attorney or board of county commissioners shall seek to have a special prosecutor appointed for that purpose, as provided in section 31-2603, Idaho Code.

(5) Nothing in this chapter shall prevent an individual who has violated a provision of this chapter from also being prosecuted under the provisions of chapter 57, title 18, Idaho Code.