

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1309

By: Montgomery

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6 AS INTRODUCED

7 An Act relating to information technology;
8 establishing exemption from payment for certain
9 information technology projects unless hours are
10 verifiable by automatic billing verification
11 software; providing requirements for such automatic
12 billing verification software; requiring that
13 software be procured from independent entity;
14 providing for limit on transfer of data by
15 contractor; providing exemptions; providing for
16 codification; and providing an effective date.

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1 B. Any such automatic billing verification software shall meet
2 all of the following requirements:

3 1. Automatically count and report the number of keystrokes and
4 mouse events, but shall not record the actual keystrokes or mouse
5 events;

6 2. Automatically take a screenshot on a regular basis, but not
7 less than once every six (6) minutes; and

8 3. Meet all state and federal privacy and confidentiality laws
9 and protect all data that is private or confidential on individuals.

10 C. The software shall be procured by the contractor from an
11 independent entity. The data collected by the automatic billing
12 verification software shall be considered financial records
13 belonging to the contractor, who shall not sell or transfer the data
14 or use it in any other manner than to verify and manage hours worked
15 on a computer and billed to the state.

16 D. The provisions of this section shall not apply to:

17 1. State employees;

18 2. Departments contracting with other departments;

19 3. Law enforcement agencies or contracts with any agency which
20 is the custodian of Criminal Justice Information as defined in
21 Federal Bureau of Investigation Criminal Justice Information
22 Services Security Policy; and

23 4. Any individual who works for a contractor that performs work
24 on a state-owned device.

1 SECTION 2. This act shall become effective November 1, 2020.

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