

JAN 13 1999  
STATE GOVERNMENT

HOUSE FILE 54  
BY CORMACK

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to state computer use by state officers and  
2 employees.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 54

1 Section 1. NEW SECTION. 70A.40 STATE COMPUTER USE --  
2 NONOFFICIAL PROGRAMS PROHIBITED.

3 1. As used in this section, unless the context otherwise  
4 requires:

5 a. "Access", "computer", "data", and "data processing  
6 software" mean the same as defined in section 22.3A.

7 b. "Program" means ordered instructions or statements,  
8 languages, or procedures, including data processing software,  
9 that are electronic or magnetic impulses read or processed by  
10 a computer for purposes of performing the high-speed execution  
11 of human commands, including but not limited to the entry or  
12 manipulation of data.

13 2. A person who is a state officer or employee shall not  
14 access a computer in order to use a program or deliver or  
15 receive data processed by a computer, if both of the following  
16 apply:

17 a. The computer is property of the state, including owned,  
18 rented, or leased by the state.

19 b. The program or data is unrelated to the duties or  
20 employment of the person or another state officer or employee  
21 with whom the person has an employment relationship, including  
22 but not limited to programs designed solely for the purpose of  
23 entertainment, competition, or amusement.

24 EXPLANATION

25 This bill prohibits a person who is a state officer or  
26 employee from accessing a state computer in order to use a  
27 computer program or deliver or receive computer data, if the  
28 program or data is unrelated to the duties or employment of  
29 the person or another state officer or employee with whom the  
30 person has an employment relationship. The bill expressly  
31 prohibits a person from using a computer program designed  
32 solely for the purpose of entertainment, competition, or  
33 amusement.

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