

DEPARTMENT: Data Processing BY: Richard Campbell PHONE: 742-6022

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes: XX No:)
Adopt this Resolution establishing a policy on PC Software and the Federal Copyright Act as follows:

Commencing upon adoption of this Resolution, County officers and employees are prohibited from making unauthorized copies of Personal Computer software. The software manufacturers license shall be adhered to. Where necessary, because of restrictions in the manufacturers license agreement, a separate version of the program or a license must be purchased for each individual system that the program is installed on. Department heads and supervisors shall inform all employees, by posting a copy of this Resolution in a prominent space in the work area, that unauthorized copying of software is a violation of Title 17 of the United States Code and could subject the employee and/or the County to civil or criminal penalties.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
As a result of the County becoming involved with computers and word processing on a piece-meal basis, employees have not been properly educated on the importance of adhering to personal computer software licenses. Employees have not understood that when you buy a program, you are actually buying a license to use that program. The license may contain restrictions which can limit use to only one computer. The board has not previously had a policy relative to software license agreements.


LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
Do not state a policy, which could make the County liable to civil and criminal penalties should a software publisher ever win a judgement that the County allowed employees to violate the U.S. Code as it applies to software copyright.

COSTS: (x) Not Applicable SPECIAL INSTRUCTIONS:
A. Budgeted current FY \$ _____ List the attachments and number
B. Total anticipated costs \$ _____ the pages consecutively:
C. Required Add'l funding \$ _____
D. Source: _____

SOURCE: () 4/5ths Vote Required
A. Internal transfers \$ _____
B. Unanticipated revenues \$ _____
C. Reserve for contingency \$ _____
D. Description: _____
Balance in Reserve for Contingencies,
if approved: \$ _____

CLERK'S USE ONLY:
Res. No.: 91-259
Ord. No.: _____
Vote - Ayes: 5 Noes: _____
Absent: _____ Abstained: _____
Approved () Denied
X Minute Order Attached

ADMINISTRATIVE OFFICER'S
RECOMMENDATION:
This item on agenda as:
X Recommended
____ Not Recommended
____ For Policy Determination



The foregoing instrument is a correct copy of the original on file in this office.

Date: _____

ATTEST: MARGIE WILLIAMS
Clerk of the Board of Supervisors
County of Mariposa, State of CA

By: _____
Deputy

____ Submitted with Comment
____ Retained for Further
Action

Comment: _____

A.O. Initials: _____

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: DEPARTMENT HEADS
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *mw*
RE: POLICY ON PC SOFTWARE AND THE FEDERAL COPYRIGHT
ACT

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on June 11, 1991

ACTION AND VOTE:

10:26 a.m. Richard Campbell, Data Processing;
Resolution Establishing a Policy on PC Software and the
Federal Copyright Act
BOARD ACTION: Res. 91-259 adopted - (M)Taber, (S)Punte/Ayes:
Unanimous.

cc: File

PLEASE NOTE: The attached Resolution calls for all employees
to be advised of the adopted policy and for said policy to be
posted in a prominent space in the work area.
