

FIRST REGULAR SESSION

HOUSE BILL NO. 1168

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE TAYLOR.

2322H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 34, RSMo, by adding thereto one new section relating to government processes to verify hours worked on computers for certain government contracts.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 34, RSMo, is amended by adding thereto one new section, to be known as section 34.167, to read as follows:

34.167. 1. This section shall apply only to a contract entered into for professional or technical services in excess of one hundred thousand dollars by or on behalf of any department.

2. A contract subject to this section shall require a contractor to use a computer software program to verify the hours billed for work under the contract that are performed on a computer. The contract shall specify that the department shall not pay for hours worked on a computer unless those hours are verifiable by the software or by data collected by the software. Any work verification software program shall meet all of the following requirements:

(1) Permit the department or an auditor of the department to have real-time or retroactive access to data collected or provided by the software;

(2) Automatically gather verification data of publicly-funded activity by tracking total keystroke and mouse event frequency and taking a screenshot at least once every three minutes;

(3) Provide to the department or an auditor of the department automated real-time cost status of each task;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 17 (4) Provide to the department professional biographical information that is not
18 private or confidential on individuals performing publicly-funded work under subdivision
19 (5) of this subsection;
- 20 (5) Protect all data that is private or confidential on individuals; and
- 21 (6) Permit the department to provide immediate feedback to the contractor on
22 work in progress.
- 23 2. The data collected by the work verification software program shall be considered
24 accounting records belonging to the contractor. The contractor shall store, or contract
25 with a third-party to store, the data collected by the work verification software program
26 for a period of seven years and provide access to the contracting department or an auditor
27 at his or her request.
- 28 3. The contractor shall not charge the department or an auditor of the department
29 for access to or the use of the work verification software program, or for access to or
30 retrievals of data collected by the work verification software program.
- 31 4. The software shall be procured by the contractor from an independent entity.

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