CONCORD POLICE DEPARTMENT
GENERAL ORDER

COMPUTER NETWORK, E-MAIL, INTERNET ACCESS

GENERAL ORDER: 03.12	**CREATED:** December 01, 2000	**ISSUE DATE:** February 26, 2025
CALEA STANDARD:		**EFFECTIVE DATE:** February 26, 2025
ACTION: Amends general order dated February 1, 2025.		**REVIEW DATE:**

03.12.0 PURPOSE

The purpose of this general order is to provide guidelines to coworkers on the proper use of the City of Concord's computer network, e-mail, and internet access. This general order also prohibits the viewing of pornography (as defined by NCGS 14-190.13) on all City of Concord devices and networks.

03.12.1 POLICY

It is the policy of the Concord Police Department to follow the City of Concord's Personnel Policy, Section 8.13 – Computer Network, E-Mail, and Internet Access, and in accordance with NCGS 143-805 (Prohibit Viewing of Pornography on Government Networks and Devices), the use of City of Concord devices or City of Concord networks to access, store, transmit or view pornography is prohibited.

03.12.2 DEFINITIONS

A. DEVICE

Any cellular phone, desktop, laptop computer, or other electronic equipment capable of connecting to a network.

B. MATERIAL

Pictures, drawings, video recordings, films or other visual or physical depictions or representations, including digital or computer-generated visual depictions or representations created, adapted, or modified by technological means, such as algorithms or artificial intelligence, but not material consisting entirely of written words.

C. NETWORK

Any of the following, whether through owning, leasing, maintaining, or otherwise controlling:

1. The interconnection of communication systems with a computer through remote or local terminals, or a complex consisting of two or more interconnected computers or telephone switching equipment.

2. Internet service.

3. Internet access.

D. PORNOGRAPHY

Any material depicting sexual activity.

E. SEXUAL ACTIVITY

Any of the following acts:

1. Masturbation, whether done alone or with another human or an animal.

2. Vaginal, anal, or oral intercourse, whether done with another human or with an animal.

3. Touching, in an act of apparent sexual stimulation or sexual abuse, of the clothed or unclothed genitals, pubic area, or buttocks of another person or the clothed or unclothed breasts of a human female.

4. An act or condition that depicts torture, physical restraint by being fettered or bound, or flagellation of or by a nude person or a person clad in undergarments or in a revealing or bizarre costume.

5. Excretory functions; provided, however, that this sub-subdivision shall not apply to NCGS 14-190.17A (Third Degree Sexual Exploitation of a Minor).

6. The insertion of any part of a person's body, other than the male sexual organ, or of any object into another person's anus or vagina, except when done as part of a recognized medical procedure.

7. The lascivious exhibition of the genitals or pubic area of any person.

03.12.3 EXCEPTIONS

This shall not apply to a coworker engaged in any of the following activities in the course of the coworker's official duties:

A. Investigating or prosecuting crimes, offering or participating in law enforcement training, or performing actions related to other law enforcement purposes.

B. Identifying potential security or cybersecurity threats.

C. Protecting human life.

D. Establishing, testing, and maintaining firewalls, protocols, or implementing compliance with this policy.

E. Participating in judicial or quasi-judicial proceedings.

F. Conducting or participating in an externally funded research project at one of the constituent institutions of The University of North Carolina.

G. Researching issues related to the drafting or analysis of state laws as necessary to fulfill the requirements of the coworker's official duties.

03.12.4 FAILURE TO COMPLY

Failure to comply with this general order shall result in disciplinary actions outlined in General Order 03.17 Personnel Investigations and Discipline and may also violate other policies and procedures as well as applicable State and Federal laws.

JAMES S. HUGHES
CHIEF OF POLICE