



EXECUTIVE ORDER 2022-10

WHEREAS, protecting North Dakota's critical cyber infrastructure and citizen data is a critical function of State government; and

WHEREAS, TikTok, a Chinese-based application of over 1 billion users, is owned by China-based ByteDance, a technology company that does not have the same data protections as U.S.-based companies; and

WHEREAS, there is concern that data collection – including but not limited to biometric data, contact information, GPS locations, chat logs, photos and browser histories – on North Dakota and its users could pose a risk to citizen data and security; and

WHEREAS, federal lawmakers are proposing bans on any social media company under the influence of foreign countries of concern; and

WHEREAS, the Federal Bureau of Investigation has raised "national security concerns" about TikTok's operations in the United States and warned that the Chinese government could use TikTok to influence users or control devices.

NOW, THEREFORE, Doug Burgum, as Governor of North Dakota, by virtue of the authority vested under Article V, Section 1, North Dakota Constitution, hereby orders:

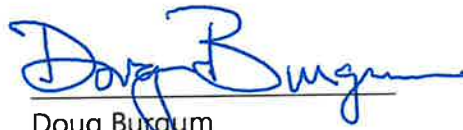
1. No executive branch agency or executive branch employee shall visit the TikTok website or download the TikTok application on any government-issued equipment or while connected to the State of North Dakota network.
2. North Dakota Information Technology (NDIT) will implement controls for executive branch agencies to prevent the use of TikTok on government-issued equipment and while connected to the State of North Dakota network.
3. NDIT shall assist partner entities connected to the State of North Dakota network to protect and secure their equipment and employees.

This order is issued pursuant to the following authority and for the following reasons:

1. The Governor is vested with the executive authority pursuant to Article V, Section 1 of the North Dakota Constitution; and,
2. NDIT is vested with overseeing cybersecurity strategy for all executive branch state agencies pursuant to Chapter 54-59 of the North Dakota Century Code; and,
3. A coordinated and effective effort of all State employees is required to minimize the impact of cybersecurity concerns to the citizens of the State.

This order is in effect immediately and shall remain in effect until it is rescinded.

Executed at Bismarck, North Dakota, this 13th day of December 2022.



Doug Burgum
Governor

Attest:



Alvin A. Jaeger
Secretary of State