

Changes Made to the BIT Professional Services Contract Template

| Date | Nature of Change |
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| 3/26/2012 | Current edition |
| 4/19/2012 | Updated link |
| 6/5/2012 | Additional citations added to confidentially clause, minor change to 31.C Data Surety Bond, minor change to HIPAA termination clause, changed title of clause 15, changed title of clause 27, expanded clause 29, added another clause 33 on removal of applications from production, added additional renewal provision clause, added clause on location of data in the US, and added date for last contract review by attorney, and changes made due to annual review by ATG attorney. |
| 6/18/2012 | Changes link to new Standards page and minor addition to Work Products clause |
| 6/22/2012 | Stolen Data clause removed and note added to Termination clause |
| 7/3/2012 | Further notes added to Termination clause |
| 7/10/2012 | Further notes added to Automatic Renewal Provision |
| 7/16/2012 | Changes made to the following clauses, Use of Subcontractors, Communication Notice Requirements, Host Staff, Security, and Malicious Code |
| 8/24/2012 | Update the signature block with David's name. |
| 8/27/2012 | Removal of request for federal ID number or Social Security number, added to security section language on security scans required before UAT. |
| 8/29/2012 | Termination clause changed in the general and HIPAA sections a new one added to the hosted section. The notes expanded in Host Network Security. |
| 9/19/2012 | Reference to hardware and software removed from IT Standards clause |
| 9/27/2012 | Minor wording changes to the Security and Handling of Data Breaches sections |
| 10/4/2012 | Minor wording change to Controlling Law Clause, minor wording change to Security clause |
| 10/12/2012 | Addition to initial notes section, notes changed to Arial at 14 points, minor change to security language, and removal of reference to DOH in HIPAA clauses, add Default Provision, make change to IT Standards clause |
| 10/15/2012 | Removal of duplicate Default clause. |
| 11/02/2012 | Added two sentences to Use of Subcontractors, removed a sentence from Confidentially of Information and added three more SDCL, and removed two sentences from Assignment, changed some text to red in Data Exchange and Encrypted Data Storage |
| 11/13/2012 | Changed Removal of an Application from Production to Denial of Access or Removal of an Application from Production |
| 11/16/2012 | Minor changes to Security clause |
| 12/12/2012 | Corrected a few misspellings |
| 12/17/2012 | Added "contiguous states" to the Location of State and End User data clause, added Movement of Software clause, added more notes to IT Standards clause |
| 01/08/2013 | A wording change to 2.C and to the signing block |
| 2/15/2013 | Logging of access attempts provision expanded in hosted section |
| 2/19/2013 | Debarment clause added |
| 3/4/2013 | Disclaimer moved from the signing block to the contract as clause 36 |
| 3/12/2013 | Movement of product had additional language added on moving of product during normal operations, added clauses on Background Checks, Product Conformity, License Grant and Scope of Use and Software Functionality and Replacement |
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All documents can be found at <http://bit.sd.gov/rfp/>

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| 3/27/2013 | Added another paragraph to the Security clause, minor addition to Confidentiality clause, added more notes to the IT Standards, moved Payment Card Industry Data Security Standard from hosted section to general section of the contract, moved Browser from the hosted section to the general section and added some notes |
| 3/28/2013 | Added Service Bureau clause to the contract |
| 3/29/2013 | Minor changes made to Software Functionality and to the Service Bureau clauses |
| 4/15/2013 | Added reference to security form to the Host Staff clause, added security form as Appendix E, Handling of Data Breaches moved from hosted section to general section of the contract and credit monitoring changed from 1 year to 5 years |
| 4/19/2013 | Very minor change to Confidentiality of Information provision, added statement on security form to Background Checks clause, added security added confidential information to handling of Data Breaches, indicated what clauses are considered to be technical clauses |
| 5/10/2013 | Deletion of Independent Consultant clause, minor edits to Host Staff, Malicious Code, Denial of Access or Removal of an Application from Production, Background Checks, Product Conformity, License Grant and Scope of Use, Software Functionality and Replacement, and Browser clauses |
| 5/17/2013 | Added new section dealing with Federal tax information data, minor change to notes at beginning. Added 2.D, additions to Responsibilities of the State, deletion of duplication of Prompt Payment Act, added Records Inspection and Retention Provision, reworded debarment clause, removed duplication reference to work plan, and added addition notes to Software Functionality and Replacement, |
| 5/24/2013 | Moved all of the BIT "technical" clauses into one section, added security form to end of template |
| 5/31/2013 | Moved hybrid clauses to one section of the contract and added notes in blue to all 6 sections, clean insurance notes up a bit. |
| 6/14/2013 | Revised audit clause in hosting section |