



<b>STATE OF NEW JERSEY TECHNOLOGY CIRCULAR</b>  123 – State of New Jersey Disclaimer Policy	<b>POLICY NO:</b>  <b>14-04-NJOIT</b>	
	<b>SUPERSEDES:</b> 06-06-NJOIT	<b>EFFECTIVE DATE:</b> 07/28/2014
	<b>VERSION:</b> 1.1	<b>LAST REVIEWED:</b> 07/28/2014

ATTN: Directors of Administration and Agency IT Managers

## 1 PURPOSE

The purpose of this policy is to ensure that Agencies post appropriate disclaimer statements for users of computer systems, electronic media, websites, and online services.

## 2 AUTHORITY

This policy is established under the authority of the State of New Jersey. N.J.S.A. 52:18a-230 b. This policy defines New Jersey Office of Information Technology's (NJOIT) role with regard to technology within the Executive Branch community of State Government.

The New Jersey Office of Information Technology (NJOIT) reserves the right to change or amend this circular.

## 3 SCOPE

This policy applies to all public computer systems, electronic media, websites, and online services of State agencies in the Executive Branch that operate Internet websites as a public service.

## 4 DEFINITIONS

Please refer to the Statewide Policy Glossary at <http://www.nj.gov/it/ps/glossary/>



## 5 POLICY

All New Jersey Executive Branch agencies that engage in online activities or electronic commerce must post disclaimer statements visible to users of its websites and other electronic media. The disclaimers will state that the State assumes no legal liability from damages resulting from the access of agency websites or online services, or from accessing other sites through links obtained from State sites. The disclaimers must state the State assumes no legal liability resulting from erroneous or outdated information on a site. They must also mention that the State uses intrusion detection systems to protect its sites, and that these systems can be used to track visitors to the site.

Warning banners must be displayed on devices and systems informing users that unauthorized use of the system is prohibited and that continued use constitutes agreement with policies and consent to monitoring.

In addition, the disclaimer statements should make clear to users that the information provided is on an "as is" basis and the user assumes the risk of relying on such information.

These statements shall be developed in consultation with agency's Deputy Attorney General (DAG). Links to an agency's disclaimer statements must be displayed on the home page of all agencies subject to this policy.

## 6 ROLES AND RESPONSIBILITIES

Agency Senior Management will designate a person or persons to ensure compliance with this policy.

## 7 COMPLIANCE

Agencies shall comply with this policy within 90 days of its effective date.