Clear Form

MSHDA
MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY

EMERGENCY SOLUTIONS GRANT (ESG)

AffordableHousing.com Security Agreement

Section I – Enrollment Profile	
Grantee Name:	
Fiduciary Name (if different than above):	
Key Person's Name (Last, First, Middle Initial):	
Key Person's Position Title:	
Key Person's Email (This will be used for your account registration):	
Action Requested: ☐ Create Account	☐ Deactivate Account

Section II – Security Agreement

As a user of the AffordableHousing.com Rent Reasonableness system, the Grantee and Key Person named in Section I, accept and agree to the following:

1. To comply with the State of Michigan Computer Crime Law (Public Acts 1979-53).
2. To use the AffordableHousing.com system to perform contractual functions for MSHDA to the exclusion of all other uses.
3. To report to MSHDA any threat to, or violation of AffordableHousing.com system security.
4. To protect my username and password provided by MSHDA from unauthorized use. I will protect my unattended workstation by logging off or invoking a hotkey password-supported screen saver.
    a. I understand that every action completed under the username of the Key Person listed in Section I is recorded as completed by the listed Key Person.
5. To hold all information obtained from AffordableHousing.com in strictest confidence and comply with all state and departmental security guidelines. I will be bound by all federal and state laws concerning confidentiality of the applicant, ESG program participant(s), payees, owners, and contracted partners and other confidential or sensitive information that may come into my possession.
6. I will comply with state and federal laws regarding confidentiality to protect an individual's rights and privacy. I will not disclose any confidential or sensitive information that comes into my possession as a result of this firm's Contract with MSHDA except in accordance with applicable law, MSHDA regulations and policies, and the Contract.
7. In the event fraud, misuse, abuse, or the sharing of passwords is identified, MSHDA reserves the right to withhold future administrative payments to the Grantee for the purpose of reimbursing charges incurred by MSHDA for the inappropriate use of the AffordableHousing.com system.
8. **To never enter a participant's name in the AffordableHousing.com system (Note that you are prohibited from entering the names of victims of domestic violence, dating violence, sexual assault, or stalking.)**

Section III – Key Person Certification

As a Key Person for the Grantee, I have read the security agreement in Section II and page 2 of this document. I understand and agree to comply with its contents for the AffordableHousing.com system. Further, I understand that any violation of the security agreement's contents may result in termination of access privileges, and/or recovery of payments made from the improper use of the AffordableHousing.com system, and/or recommendation for prosecution.
As a Key Person for the Grantee, I certify that I have completed Security Awareness training within the last 12 months, and I agree to participate in required Security Awareness training annually. I understand that failure to provide this certification, and/or failure to participate in required training, will result in denial/revocation of access to the AffordableHousing.com system.

Key Person Signature:	Date:

Section IV – Grantee Certification

The Grantee has read the security agreement in Section II and page 2 of this document. The Grantee understands and agrees to comply with its contents. Further, the Grantee understands that any violation of the security agreement's contents may result in termination of access privileges, and/or recovery of payments made from the improper use of the AffordableHousing.com system, and/or recommendation for prosecution.
The Grantee understands that failure to provide this certification and/or failure to participate in required training(s) will result in denied access for the Key Person.

Authorized Official Name:	Title:
Authorized Official Signature:	Date:

An ACT to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties.

PUBLIC ACTS 1979 – No. 53

The People of the State of Michigan enact:

752.791 Meanings of words and phrases. [M.S.A. 28.529(1)]

Sec. 1. For the purposes of this act, the words and phrases defined in sections 2 and 3 have the meanings ascribed to them in those sections.

752.792 Definitions; A to C. [M.S.A. 28.529(2)]

Sec. 2. (1) "Access" means to approach, instruct, communicate with, store data in, retrieve data from, or otherwise use the resources of, a computer, computer system, or computer network.
(2) "Computer" means an electronic device which performs logical, arithmetic, and memory functions by the manipulations of electronic or magnetic impulses, and includes input, output, processing, storage, software, or communication facilities which are connected or related to a device in a system or network.
(3) "Computer network" means the interconnection of communication lines with a computer through remote terminals, or a complex consisting of 2 or more interconnected computers.
(4) "Computer program" means a series of instructions or statements, in a form acceptable to a computer, which permits the functioning of a computer system in a manner designed to provide appropriate products from the computer system.
(5) "Computer software" means a set of computer programs, procedures, and associated documentation concerned with the operation of a computer system.
(6) "Computer system" means a set of related, connected or unconnected, computer equipment, devices, and software.

752.793 Definitions; P to S. [M.S.A. 28.529(3)]

Sec. 3. (1) "Property" includes financial instruments; information, including electronically produced data; computer software and programs in either machine or human readable form; and any other tangible or intangible item of value.
(2) "Services" includes computer time, data processing, and storage functions.

752.794 Prohibited access to computer, computer system, or computer network. [M.S.A. 28.529(4)]

Sec. 4. A person shall not, for the purpose of devising or executing a scheme or artifice with intent to defraud or for the purpose of obtaining money, property, or a service by means of a false or fraudulent pretense, representation, or promise with intent to gain access or to cause access to be made to a computer, computer system, or computer network.

752.796 Violations. [M.S.A. 28.529(6)]

Sec. 6. A person shall not utilize a computer, computer system, or computer network to commit a violation of section 174 of Act No. 328 of the Public Acts of 1931, as amended, being section 750.174 of the Michigan Compiled Laws, section 279 of Act No. 328 of the Public Acts of 1931, being section 750.279 of the Michigan Compiled Laws, section 356 of Act No. 328 of the Public Acts of 1931, as amended, being section 750.356 of the Michigan Compiled Laws, or section 362 of Act No. 328 of the Public Acts of 1931, as amended, being section 750.362 of the Michigan Compiled Laws.

752.797 Penalties. [M.S.A. 28.529(7)]

Sec. 7. A person who violates this act, if the violation involves $100.00 or less, is guilty of a misdemeanor. If the violation involves more than $100.00, the person is guilty of a felony, punishable by imprisonment for not more than 10 years, or a fine of not more than $5,000.00, or both.

Identity Theft Protection Act 452 of 2004, as amended

Sec. 12. A person that provides notice of a security breach in the manner described in this section when a security breach has not occurred, with the intent to defraud, is guilty of a misdemeanor punishable by imprisonment for not more than 30 days or a fine of not more than $250.00 for each violation, or both.
Sec. 13. Subject to subsection (14), a person that knowingly fails to provide any notice of a security breach required under this section may be ordered to pay a civil fine of not more than $250.00 for each failure to provide notice. The attorney general or a prosecuting attorney may bring an action to recover a civil fine under this section.
Sec. 14. The aggregate liability of a person for civil fines under subsection (13) for multiple violations of subsection (13) that arise from the same security breach shall not exceed $750,000.00.

Social Security Number Privacy Protection Act 454 of 2004

Sec. 6. (1) A person who violates section (3) with knowledge that person's conduct violates this act is guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than $1,000.00 or both.