

Instructions related to the State of Idaho Standard Terms and Conditions for On-Premise Software and Related Services:

Regarding Customized Software: These terms and conditions contemplate that any customizations paid for with state funds will be owned by the state of Idaho. If you are contemplating that any customizations paid for with state funds will not be owned by the state of Idaho, then you will need to contact the Division of Purchasing to discuss changes to the terms and conditions that must occur.

Additionally:

- (1) If your agency is seeking cloud services that are to be customized, then you will need to contact the Division of Purchasing to discuss changes to the State of Idaho Standard Terms and Conditions for Cloud Services that must occur.*
- (2) These terms and conditions are not for use for the procurement of works for hire (in which an entire software solution is to be created by a Vendor).*
- (3) In your Solicitation, refer to what your agency is seeking from the Contractor as “the Solution” (not “the System” or “the Program”, etc.).*
- (4) Some of the terms and conditions below may overlap information you enter into your Solicitation. Please review these terms and conditions and eliminate any overlap.*
- (5) Consider whether or not you need to require a copy of the source code in escrow within the Solicitation.*