

LONGITUDINAL DATA MANAGEMENT ACT

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

Senate Sponsor: _____

LONG TITLE

General Description:

This bill enacts provisions related to longitudinal data.

Highlighted Provisions:

This bill:

- ▶ establishes the State Longitudinal Data Center within the Division of Enterprise Technology in the Department of Technology Services;
- ▶ describes the duties of the Division of Enterprise Technology regarding the State Longitudinal Data Center;
- ▶ establishes the position of state longitudinal data coordinator within the Governor's Office of Management and Budget;
- ▶ describes the authority and the duties of the Longitudinal Data Coordinator; and
- ▶ provides standards and procedures for the collection, maintenance, and utilization of longitudinal data.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

63F-1-405, Utah Code Annotated 1953



- 28 [63F-1-406](#), Utah Code Annotated 1953
- 29 [63J-4-701](#), Utah Code Annotated 1953
- 30 [63J-4-702](#), Utah Code Annotated 1953
- 31 [63J-4-703](#), Utah Code Annotated 1953
- 32 [63J-4-704](#), Utah Code Annotated 1953

34 *Be it enacted by the Legislature of the state of Utah:*

35 Section 1. Section **63F-1-405** is enacted to read:

36 **63F-1-405. State Longitudinal Data Center -- Management -- Data standards and**
37 **procedures.**

38 (1) As used in this section:

39 (a) "Coordinator" means the state longitudinal data coordinator appointed under
40 Section [63J-4-703](#).

41 (b) "Data" means any information about a person stored in a physical or electronic
42 record.

43 (c) "De-identified data" means data that is not capable of personally identifying a
44 person.

45 (d) "Government entity" means:

46 (i) an executive branch agency;

47 (ii) an independent entity, as defined in Section [63E-1-102](#);

48 (iii) the State Office of Education; or

49 (iv) the State Board of Regents.

50 (e) "Legislative office" means:

51 (i) the Office of Legislative Research and General Counsel;

52 (ii) the Office of Legislative Fiscal Analyst; or

53 (iii) the Office of Legislative Auditor General.

54 (f) "Longitudinal data" means data that is connected, integrated, and de-identified.

55 (g) "Participating entity" means:

56 (i) the State Board of Education;

57 (ii) the State Board of Regents;

58 (iii) the Utah Education and Telehealth Network; and

59 (iv) the Department of Workforce Services.

60 (h) "State Longitudinal Data Center" means the data storage facility created in

61 Subsection (2).

62 (2) There is a created a collection of data stored within the division's existing state data
63 centers, known as the State Longitudinal Data Center, that contains longitudinal data derived
64 from data contributed by the participating entities.

65 (3) The division shall:

66 (a) manage, supervise, and maintain the State Longitudinal Data Center; and

67 (b) adhere to the division's standards and procedures for data collection, security, and
68 storage for the data stored in the State Longitudinal Data Center.

69 (4) Except as otherwise provided by law, the division may only release data from the
70 State Longitudinal Data Center in accordance with the procedures described in Section

71 [63J-4-703](#).

72 (5) The State Longitudinal Data Center is not subject to Title 63G, Chapter 2,
73 Government Records Access and Management Act.

74 (6) The division may charge a participating entity an amount up to the division's cost to
75 maintain the State Longitudinal Data Center, divided equally among the participating entities.

76 Section 2. Section **63F-1-406** is enacted to read:

77 **63F-1-406. Division audits of participating entity data practices.**

78 (1) The division may audit, at the discretion of the division, a participating entity to
79 determine:

80 (a) the data collected by the participating entity;

81 (b) whether the data the participating entity collects is relevant to the participating
82 entity's core function; and

83 (c) the sufficiency of the participating entity's data security measures.

84 (2) The division shall annually report, before November 30, the results of an audit
85 conducted under Subsection (1), to the Public Utilities and Technology Interim Committee.

86 Section 3. Section **63J-4-701** is enacted to read:

87 **Part 7. Longitudinal Data Coordination**

88 **63J-4-701. Title.**

89 This part is known as "Longitudinal Data Coordination."

90 Section 4. Section **63J-4-702** is enacted to read:

91 **63J-4-702. Definitions.**

92 As used in this part:

93 (1) "Coordinator" means the state longitudinal data coordinator appointed under
94 Section [63J-4-703](#).

95 (2) "Data" means any information about a person stored in a physical or electronic
96 record.

97 (3) "De-identified data" means data that is not capable of personally identifying a
98 person.

99 (4) "Government entity" means:

100 (a) an executive branch agency;

101 (b) an independent entity, as defined in Section [63E-1-102](#);

102 (c) the State Office of Education; or

103 (d) the State Board of Regents.

104 (5) "Legislative office" means:

105 (a) the Office of Legislative Research and General Counsel;

106 (b) the Office of Legislative Fiscal Analyst; or

107 (c) the Office of Legislative Auditor General.

108 (6) "Longitudinal data" means data that is:

109 (a) collected from multiple sources; and

110 (b) connected, integrated, and de-identified.

111 (7) "Participating entity" means:

112 (a) the State Board of Education;

113 (b) the State Board of Regents;

114 (c) the Utah Education and Telehealth Network; and

115 (d) the Department of Workforce Services.

116 (8) "State Longitudinal Data Center" means the data storage facility created in Section
117 [63F-1-405](#).

118 Section 5. Section **63J-4-703** is enacted to read:

119 **63J-4-703. State longitudinal data coordinator.**

120 (1) The executive director shall appoint a state longitudinal data coordinator to serve

121 within the office.

122 (2) The coordinator shall:

123 (a) review, in collaboration with the Department of Technology Services, the
124 management of the State Longitudinal Data Center;

125 (b) develop methods to improve the quality of the longitudinal data in the State
126 Longitudinal Data Center;

127 (c) conduct research and prepare studies and data reports utilizing the longitudinal data
128 in the State Longitudinal Data Center; and

129 (d) accept and fulfill requests from government entities and legislative offices for
130 longitudinal data stored in the State Longitudinal Data Center.

131 (3) The coordinator may employ, within appropriations made to the office by the
132 Legislature, data scientists to help accomplish the duties described in Subsection (2).

133 (4) Except as provided in Subsection (5), the coordinator shall, at a government entity's
134 or legislative office's request, provide access to information in the State Longitudinal Data
135 Center.

136 (5) Except as otherwise provided by law, a government entity or legislative office may
137 not request from the coordinator, and the coordinator may not provide to a government entity
138 or legislative office, a person's personally identifiable information.

139 Section 6. Section **63J-4-704** is enacted to read:

140 **63J-4-704. Request for data by a government entity or legislative office.**

141 (1) A participating entity shall, at the coordinator's request, transmit data to the State
142 Longitudinal Data Center.

143 (2) A government entity or legislative office may submit to the coordinator a request
144 for longitudinal data stored in the State Longitudinal Data Center or available from a
145 participating entity.

146 (3) Upon receiving the request described in Subsection (1), the coordinator shall:

147 (a) assign the request a unique identifying number;

148 (b) prepare or facilitate the preparation of a de-identified data report or study; and

149 (c) after the report or study described in Subsection (3)(b) is prepared:

150 (i) release the report or study to the government entity or legislative office; and

151 (ii) post the report or study on the Internet for public access.

Legislative Review Note
as of 2-16-15 5:02 PM

Office of Legislative Research and General Counsel