

2020 Regular Session

HOUSE BILL NO. 685

BY REPRESENTATIVE IVEY

PUBLIC RECORDS: Provides relative to interagency data sharing

1 AN ACT

2 To enact Chapter 15-A of Title 49 of the Louisiana Revised Statutes of 1950, to be  
3 comprised of R.S. 49:1061, relative to interagency data sharing; to provide for a data  
4 sharing review board; to provide for data sharing authorization; and to provide for  
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Chapter 15-A of Title 49 of the Louisiana Revised Statutes of 1950,  
8 comprised of R.S. 49:1061, is hereby enacted to read as follows:

9 CHAPTER 15-A. DATA SHARING REVIEW

10 §1061. Data sharing review

11 A. A state agency requesting data from another state agency may petition the  
12 joint committee on governmental affairs to conduct a review of the agency's request  
13 for data sharing to gain authorization by the committee for the data to be shared  
14 between the agencies.

15 B.(1) The requesting agency shall send a petition in writing to both the  
16 House and Senate committees on governmental affairs. The request shall include the  
17 following information:

18 (a) The receiving or requesting agency and the disclosing agency.

19 (b) Scope of data being requested.

20 (c) Scope of use, including who will have access to the data.

1                   (d) Method of transfer.

2                   (e) Legal authority for the transfer.

3                   (2)(a) Upon receipt of the agency's petition, the joint committee on  
4                   governmental affairs may conduct a hearing to approve the agency's request for the  
5                   data to be shared.

6                   (b) The joint committee on governmental affairs shall notify the agencies of  
7                   the scope of the public meeting regarding the agency's request for data.

8                   C.(1) Each state agency may cooperate with the House and Senate  
9                   committees on governmental affairs in fulfilling the requirements of this Section.

10                  (2) Upon the approval by the joint committee on governmental affairs of the  
11                  agency's request for data, the disclosing agency may provide the data to the  
12                  requesting agency.

13                  D. Nothing in this Section shall supersede the provisions of R.S. 47:1508 or  
14                  any other provisions of law that provide for confidentiality of information.

15                  Additionally, nothing in this Section shall require an agency to provide information  
16                  which it is contractually obligated to keep confidential.

#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 685 Engrossed

2020 Regular Session

Ivey

**Abstract:** Allows data sharing authorization by the joint committee on governmental affairs.

Proposed law allows a state agency to request a public meeting before the joint committee on governmental affairs regarding the agency's request for data from another state agency.

Proposed law allows the joint committee on governmental affairs to authorize the data sharing request.

Proposed law provides that proposed law does not supersede other provisions of law or contractual obligations requiring confidentiality of information.

(Adds R.S. 49:1061)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Change provision regarding state agency cooperation with the House and Senate committees on governmental affairs in fulfilling the requirements of proposed law to make it permissive rather than mandatory.
2. Add a provision that proposed law does not supersede provisions of law or contractual obligations requiring confidentiality of information.