

RÉSUMÉ DIGEST

ACT 394 (SB 205)

2023 Regular Session

Cortez

New law (R.S. 17:3138.12) requires the Bd. of Regents (Regents) to establish, develop, and maintain the La. Foundational Integrated Research System for Transformation (LA FIRST) at the Univ. of La. at Lafayette within the Kathleen Babineaux Blanco Policy Center (policy center).

New law, notwithstanding any provision of law to the contrary, not later than Dec. 1, 2023, requires LA FIRST to execute data sharing agreements through Regents with the office of technology services (OTS) and the following state entities:

- (1) The La. Workforce Commission.
- (2) The Dept. of Children and Family Services.
- (3) The Dept. of Public Safety and Corrections.
- (4) The office of juvenile justice.
- (5) The La. Dept. of Health.
- (6) The Dept. of Education.

Further requires not later than Dec. 1, 2023, LA FIRST to execute data sharing agreements through Regents with each public postsecondary education management board.

New law requires LA FIRST to develop and annually publish three reports relative to education, employment, and the criminal justice system.

Notwithstanding existing law, new law:

- (1) Requires LA FIRST, through Regents, to be provided access to all data listed in the data sharing agreement developed with each state entity. For certain state entities listed in new law, provides that such access be provided through OTS on equipment provided by OTS.
- (2) Requires the policy center, once it has accessed the data, to comply with all restrictions imposed by existing law with respect to confidentiality and privilege.
- (3) Requires that any reports using the data be released or published only in a manner that complies with such restrictions.
- (4) Requires city, parish, and other local public school boards to directly share student data with the policy center and any department listed in new law relative to data sharing agreements.

New law further:

- (1) Requires data sharing to commence upon execution of data sharing agreements but not later than Dec. 1, 2023, and requires that the data include at least five years of historical data.
- (2) Requires shared data to include a minimum set of personally identifiable information.
- (3) Requires separation of shared data between personal information and nonpersonal information, the former of which shall be used only for generating a unique identifier for each record to be combined with nonpersonal information in order to match records.
- (4) Prohibits the conduct of research and analysis on data that include personally identifying information.

Existing law (R.S. 44:1 et seq.) establishes laws relative to public access of records in the possession of a public body. Further provides exceptions to such access.

Existing law (R.S. 44:4.1) provides for effectiveness of any exception to the public records law that is contained outside of the public records law. New law adds the exception for LA FIRST in new law (R.S. 17:3138.12) to this list of applicable public records exceptions.

Effective upon appropriation of monies by the legislature for the implementation of new law.

(Amends R.S. 44:4.1(B)(9); adds R.S. 17:3138.12)