SENATE BILL 1165

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By: **Senator Waugh**
Introduced and read first time: March 1, 2017
Assigned to: Rules
Re–referred to: Education, Health, and Environmental Affairs, March 17, 2017

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 23, 2017

CHAPTER _____

1   AN ACT concerning

2   **Maryland Longitudinal Data System – Student and Workforce Data Linkage –**
3   **Extension of Time Limit**

4   FOR the purpose of altering the length of time that student data and workforce data used
5   by the Maryland Longitudinal Data System is limited to being linked beyond a
6   certain date; <u>prohibiting the Maryland Longitudinal Data System Center from</u>
7   <u>selling certain protected information; prohibiting the Center from charging certain</u>
8   <u>fees;</u> and generally relating to the linkage of student and workforce data by the
9   Maryland Longitudinal Data System.

10 BY repealing and reenacting, with amendments,
11   Article – Education
12   Section 24–702 <u>and 24–703(g) and (h)</u>
13   Annotated Code of Maryland
14   (2014 Replacement Volume and 2016 Supplement)

15   SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16 That the Laws of Maryland read as follows:

Article – Education

18 24–702.

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
   [Brackets] indicate matter deleted from existing law.
   Underlining indicates amendments to bill.
   ~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by
   amendment.

1   (a)   The State Department of Education, Maryland Higher Education
2   Commission, University System of Maryland, Morgan State University, St. Mary's College
3   of Maryland, and Department of Labor, Licensing, and Regulation jointly shall establish
4   the Maryland Longitudinal Data System that shall be fully operational by December 31,
5   2014.

6   (b)   The Maryland Longitudinal Data System is a statewide data system that
7   contains individual–level student data and workforce data from all levels of education and
8   the State's workforce, and allows the Center to:

9   (1)   Effectively organize, manage, disaggregate, and analyze individual
10 student data; and

11   (2)   Examine student progress and outcomes over time, including
12 preparation for postsecondary education and the workforce.

13   (c)   The linkage of student data and workforce data for the purposes of the
14 Maryland Longitudinal Data System shall be limited to no longer than **[5] 20** years from
15 the date of latest attendance in any educational institution in the State.

16   (d)   The purpose of the Maryland Longitudinal Data System is to:

17   (1)   Generate timely and accurate information about student performance
18 that can be used to improve the State's education system and guide decision makers at all
19 levels; and

20   (2)   Facilitate and enable the linkage of student data and workforce data.

21 24–703.

22   (g)   (1)   Direct access to data in the Maryland Longitudinal Data System shall
23 be restricted to authorized staff of the Center.

24   (2)   The Center may only use de–identified data in the analysis, research,
25 and reporting conducted by the Center.

26   (3)   The Center may only use aggregate data in the release of data in reports
27 and in response to data requests.

28   (4)   Data that may be identifiable based on the size or uniqueness of the
29 population under consideration may not be reported in any form by the Center.

30   (5)   The Center may not release **OR SELL** information that may not be
31 disclosed under the federal Family Educational Rights and Privacy Act and other relevant
32 privacy laws and policies.

33   (h)   The Center may receive funding from the following sources:

1   (1)   State appropriations;

2   (2)   Grants or other assistance from local education agencies and
3   institutions of higher education;

4   (3)   Federal grants; **AND**

5   (4)   **[**User fees; and

6   (5)**]** Any other grants or contributions from public or private entities
7   received by the Center.

8   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9   1, 2017.

Approved:

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                                                    Governor.

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                                         President of the Senate.

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                                Speaker of the House of Delegates.