



Focus Area: Legislation and Regulations

July 2021

Overview of Proposed Focus Area Scope

Scope of Topics

Administrative Actions and Resources

- **Case Studies to Build Support for Legislative/Rule Change**
 - **Can an enhanced tracking system help identify the causes of delay and denial?**
 - **Would case studies that include State data push change at both the Federal and State levels?**
- **Broad Data Sharing Requests to Permit Multiple Analysis under one Approval Process**
- **Model State policies that support evidence-based policy and data sharing**
- **Standard language for contracts that require contractors to create and/or maintain data**

Initial Low-Hanging Fruit

Potential Quick Wins

Issuing Improved Guidance for Current Law

- **OMB Guidance that reinforces “open data by default” and counters agencies’ conservative approach to data sharing**
- **OMB Guidance that provides for State sharing of data collected when they administer Federally funded programs**
- **Accessible briefing materials on current authorities and flexibility in sharing data**
- **OMB standard language for Memorandums of Understanding to facilitate approval**

Committee Discussion

Discussion Questions

- ***Should data sharing be facilitated primarily through additional guidance and revised rules rather than legislative change?***
- ***Are staffing levels the root cause of delay in processing data sharing requests (not rules and regs)?***
 - ***OMB staffing to sort out the rules and provide clear guidance?***
 - ***Agency staffing dedicated to data management and proposal processing?***
- ***Should there be different rules/processes for sharing data internally for evaluation and sharing data for other research?***