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

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?