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MEMORANDUM

To: House Committee on K-12 Education Budget
From: Office of Revisor of Statutes
Date: February 11, 2025
Subject: House Bill 2303 – As Introduced

House Bill 2303 would enact the longitudinal data act to require the establishment of the division of longitudinal data within the legislative branch. The division would be responsible for developing and maintaining the Kansas longitudinal data system to link, analyze and conduct research on workforce, education, health and other data submitted by state agencies and other entities. The division would also be required to establish the Kansas credential and skills registry for a comprehensive collection of educational and occupational credentials that have been granted, issued or funded by the state. Lastly, HB 2303 would provide an appropriation of \$3,000,000 to the legislative coordinating council (LCC) to establish the division of longitudinal data.

Establishing the Division of Longitudinal Data

Section 4 of HB 2303 would establish the division of longitudinal data within the Kansas legislative research department. The director of the division would be appointed and receive compensation set by the LCC. The director would be authorized to hire additional employees as authorized by the LCC.

The division would be required to:

- Establish the Kansas longitudinal data system;
- Develop a strategic plan for the system;
- Collect and store data from participating agencies and outside entities;
- Ensure that connected data is de-identified;
- Conduct research on the data in accordance with the research agenda adopted by the LCC and pursuant to research requests;
- Oversee security and protection of the data;

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- Develop a data governance and security plan for the system regarding the use, privacy and security of the data;
- Develop strategies to promote the transparent operation of the system; and
- Prepare and provide an annual report to the LCC and the governor.

The director of the division would be required to create a prioritized list of data research requests. The division would be required to begin accepting such data research requests on or before January 31, 2026, from the legislature, the governor or executive branch agency, the state board of education and the state board of regents.

Additionally, upon the approval of the LCC, the division may also prepare data research requests at the request of any state governmental entity, political subdivision, private entity, or member of the public. The division would be authorized to charge any such entities for the costs associated with completing the data research request.

If there is any data breach, the division would be subject to the requirements of K.S.A. 75-7244 and any other laws pertaining to data breaches and notification thereof.

Establishment of the Kansas Longitudinal Data System

Section 3 of HB 2303 would require the division of longitudinal data to establish the Kansas longitudinal data system to store, exchange, de-identify, match, and provide a resource for the legislature and state agencies to improve education and workforce outcomes. If an agency is a 'participating agency' as defined in section 2 of HB 2303, such agency would be required to enter into a memorandum of understanding with the division to participate and provide data to the division for the purpose of the system. A 'participating agency' would include the:

- State department of education;
- State board of regents;
- Department of labor;
- Department of revenue;
- Department of health and environment; and
- Department of commerce.

Any outside entity would also be authorized to participate in the system by entering into a memorandum of understanding with the division.

Section 5 of HB 2303 would prohibit direct access to data in the system except for authorized staff of the division, any research designee of the division or other persons approved

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by the LCC who have a need to access such data. The division would be authorized to limit such direct access as may be necessary.

Designation of a Research Designee

Section 6 of HB 2303 would authorize the division to designate a research designee to assist with data research. Such research designee shall be an individual or entity with expertise in data analysis, education, workforce or related fields. Any research designee would need to be approved by the LCC before the research designee can commence work. One designated, the research designee may serve for a three-year term and would be authorized to assist with data research requests. The LCC would be authorized to remove the research designee at any time for cause.

Establishing the Kansas Credential and Skill Registry

Section 7 of HB 2303 would require the division to establish the Kansas credential and skills registry to provide up-to-date information on all educational and occupational credentials that are granted, issued, funded or governed by the state. Such credentials include, but are not limited to, diplomas, certificates, certifications, digital badges, apprenticeships, licenses and degrees of all types. The registry would be required to provide:

- The name, type and short description of the credential;
- The owner of the credential;
- The provider of the credential;
- The current status of the credential;
- The estimated duration for completion of the credential;
- The process and outcome quality indicators of the provider and the credential;
- The competencies and skills included in the credential;
- The costs to complete the credential and any assessments;
- Transfer value recommendations, as available;
- Descriptions of know credential pathways;
- Outcomes associated with the credential;
- The industry and occupation related to the credential; and
- Any other information as determined by the division.

The division would be required to develop a list of credentials that are aligned to in-demand occupations for each industry operating in the state. Such registry would be required to be available

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to and accessible by the public. The registry shall not include any personally identifiable information about the holder of such credentials.

Expiration of the Act

Section 8 of HB 2303 would expire the entirety of the longitudinal data act on January 1, 2033.

Appropriation

Section 9 of HB 2303 would appropriate \$3,000,000 from the state general fund for fiscal year 2026 to the LCC to provide for the establishment of the division.

Student Data Privacy Act

Section 10 of HB 2303 would amend K.S.A. 72-6314 of the student data privacy act to expressly authorize the disclosure of student data to the authorized personnel of the division of longitudinal data.