

1 09 NCAC 06D .0103 is proposed for adoption as follows:

2

3 **09 NCAC 06D .0103 CONTRIBUTOR DATA SHARING AGREEMENTS**

4 (a) All Contributors that plan to contribute Data to the System shall enter into one or more Memoranda of
5 Understanding with the Government Data Analytics Center and one or more Contributor that contain, at a
6 minimum, the following:

7 (1) obligations to comply with all Applicable Law when disclosing, accessing, or using Data in the
8 System;

9 (2) limitations on Data access to authorized persons employed or contracted by the parties of the
10 Memorandum of Understanding;

11 (3) requirements for safeguarding any Data disclosed by a Contributor; and

12 (4) terms regarding the relevant limitations of liability for State and local government agencies and private
13 or non-governmental Contributors.

14 (b) In accordance with G.S. § 143B-1385(d)(2), each Contributor shall be the sole custodian of the Data it stores
15 and maintains and that may be disclosed to the System. Each Contributor shall only disclose Data to the System
16 and to GDAC that the Contributor is authorized to disclose in compliance with Applicable Law.

17

18 *History Note: Authority G.S. 143B-1321(a)(16); 116E-4(b)*