

Effective 7/1/2015

26-21-209 Direct Access Clearance System database -- Contents -- Use.

- (1) The department shall create and maintain a Direct Access Clearance System database, which:
- (a) includes the names of individuals for whom the department has received:
 - (i) an application for clearance under this part; or
 - (ii) an application for background clearance under Section 26-8a-310; and
 - (b) indicates whether an application is pending and whether clearance has been granted and retained for:
 - (i) an applicant under this part; and
 - (ii) an applicant for background clearance under Section 26-8a-310.
- (2)
- (a) The department shall allow covered providers and covered contractors to access the database electronically.
 - (b) Data accessible to a covered provider or covered contractor is limited to the information under Subsections (1)(a)(i) and (1)(b)(i) for:
 - (i) covered individuals engaged by the covered provider or covered contractor; and
 - (ii) individuals:
 - (A) whom the covered provider or covered contractor could engage as covered individuals; and
 - (B) who have provided the covered provider or covered contractor with sufficient personal identification information to uniquely identify the individual in the database.
 - (c)
 - (i) The department may establish fees, in accordance with Section 63J-1-504, for use of the database by a covered contractor.
 - (ii) The fees may include, in addition to any fees established by the department under Subsection 26-21-204(9), an initial set-up fee, an ongoing access fee, and a per-use fee.

Amended by Chapter 307, 2015 General Session