

**RESOLUTION REGARDING THE COLLECTION
AND RETENTION OF PERSONAL
INFORMATION BY GOVERNMENT ENTITIES**

2003 GENERAL SESSION

STATE OF UTAH

Sponsor: Wayne A. Harper

This joint resolution of the Legislature urges state agencies and political subdivisions of the state to ensure the protection and privacy of personal information they collect on the citizens of Utah.

Be it resolved by the Legislature of the state of Utah:

WHEREAS, it is essential that government's authority to collect personal information about its citizens be carefully and prudently exercised;

WHEREAS, state agencies and political subdivisions of the state must carry out their responsibilities to collect and safeguard information in compliance with the Government Records Access and Management Act (GRAMA);

WHEREAS, state agency efforts to comply with GRAMA are facilitated by the state's Chief Information Officer;

WHEREAS, state agencies and political subdivisions of the state should adhere to important principles of information practice to ensure that the privacy of the personal information they collect is safeguarded; and

WHEREAS, by following these principles, state agencies and political subdivisions can help protect the privacy of the citizens of Utah:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah urges state agencies and political subdivisions to ensure that personal information is collected only if it is explicitly or implicitly authorized by law, and is used only if it is accurate and current.

BE IT FURTHER RESOLVED that the Legislature urges state agencies and political subdivisions to ensure that information is collected only if the need for it has been clearly established, that the information is appropriate and relevant to the purpose for which it is

collected, and that procedures are in place to prevent information collected for one purpose from being used for another purpose.

BE IT FURTHER RESOLVED that the Legislature urges state agencies and political subdivisions to ensure that personal information is not obtained by fraudulent or unfair means.

BE IT FURTHER RESOLVED that the Legislature urges state agencies and political subdivisions to ensure that there are clearly prescribed procedures for individuals to learn the purpose for which information has been collected, the particulars of its use and dissemination, and to correct, erase, or amend inaccurate, obsolete, or irrelevant information.

BE IT FURTHER RESOLVED that the Legislature of the state of Utah urges state agencies and political subdivisions of the state to ensure that there is no personal information system whose existence is secret.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to each department and division in state government, the Utah Association of Counties, the Utah League of Cities and Towns, and to each city and county in the state.