

RULE 14. CONTRACTS FOR THE BULK ELECTRONIC TRANSFER OF DEPARTMENT INFORMATION

Authority

This rule is promulgated in accordance with the State Administrative Procedures Act, section 24-4-101 et seq., C.R.S. and adopted pursuant to the authority in sections 42-1-204 C.R.S. and 42-1-206(3.7).

Scope and Purpose

A. This rule governs annual contracts between the department and vendors and primary users for the purpose of establishing, regulating, and maintaining the bulk electronic transfer of information.

B. This rule does not apply to any federal, state, or local governmental agency that receives Data directly from the department.

1.0 Definitions

“Data” means a subset of Information.

“Information” means the total of all files, updated files, or portions thereof, that the department is permitted by law to release through a bulk electronic transfer.

“Sub-Vendor” means any person who enters into an agreement with a vendor to receive Data. A primary user of Data may also be a Sub-Vendor.

2.0 Contract Requirements

A. The department will not transfer Information to a vendor or primary user unless the vendor or primary user has executed a contract with the department in accordance with section 42-1- 206(3.7), C.R.S.

B. A contract between the department and a vendor shall include provisions that ensure that no Data will be transferred to a Sub-Vendor unless the Sub-Vendor has provided the vendor, and the vendor has approved, a form, DR 2489, Requestor Release and Affidavit of Intended Use, and has agreed that it will not use the Data in a manner prohibited by law.