

**STATEWIDE MEMORANDUM OF AGREEMENT FOR  
THE SPECIAL NEEDS REGISTRY**

MEMORANDUM OF AGREEMENT FOR THE SPECIAL NEEDS REGISTRY dated this 23rd day of November, 2022, by and between Tooele County, a political subdivision of the State of Utah, and the State of Utah, Department of Public Safety, Division of Emergency Management ("DEM"), an agency of the State of Utah.

**WHEREAS**, the State of Utah is subject to natural and other types of disasters and residents with special needs may be severely vulnerable in the time of such a disaster; and

**WHEREAS**, communication, notification, and evacuation issues may be difficult for local emergency managers to manage and/or impart to people with special needs; and

**WHEREAS**, the State of Utah has created a Special Needs Registry wherein individuals with disabilities and others with access and functional needs may voluntarily report their name, address, contact information, and disability, and facilities may register the conditions of their clientele for purposes of enhanced emergency response planning; and

**WHEREAS**, access to this information may be shared between DEM and municipal and county emergency managers and appropriate response agencies within the state to better prepare for the realities of individuals with disabilities and others with access and functional needs during a disaster; and


**WHEREAS**, the information distributed within the Special Needs Registry report is ~~private~~ information that must be vigilantly protected to ensure appropriate use of the entrusted data;

**NOW THEREFORE**, the parties hereby agree as follows:


1. Upon receipt of an appropriate request and verification, DEM will provide access to Special Needs Registry data to three county employees designated by Tooele County.
2. Upon receipt of access to Special Needs Registry data, Tooele County assumes all liability for use of the data. Responsibility for appropriate dissemination of Special Needs Registry data, emergency planning and response activity for individuals with disabilities and others with access and functional needs rests entirely with Tooele County. DEM is not responsible for any actions undertaken by Tooele County with the provided data.

3. Upon receipt of access to Special Needs Registry data, Tooele County becomes a trusted user of the data and must safeguard the data pursuant to the applicable provisions of Utah Code Ann. §§ 63G-2-101 et seq. Tooele County acknowledges that the data is necessary to the performance of its duties and functions, that the data will only be used for a purpose similar to the purpose for which the data was collected or obtained, and that the use of the data produces a public benefit that outweighs individual privacy concerns. All releases of the data must be closely guarded and only disseminated to persons or entities with emergency support functions. Release of the data to any public or private entity that does not have emergency support functions or who might utilize the data for any purpose other than emergency management planning is strictly prohibited.


TOOELE COUNTY:

  
James A. Welch  
Tooele County Manager

APPROVED AS TO FORM:

  
Colin Winchester  
Deputy County Attorney

STATE OF UTAH  
DEPARTMENT OF PUBLIC SAFETY  
DIVISION OF EMERGENCY MANAGEMENT:

  
Kris Hamlet  
DEM Director