



## 2003 Child Abuse and Neglect State Statute Series Statute-at-a-Glance Disclosure of Confidential Records

### What You Need to Know

Approximately<sup>1</sup> 41 States, the District of Columbia, and the U.S. Territories of American Samoa, Guam and Puerto Rico have statutes authorizing the establishment of a Statewide central registry. A central registry is a centralized database or listing of child maltreatment records. Several States only mandate by law that agencies, usually public social services agencies, collect and maintain child abuse and neglect records.

Central registry records are typically used to aid social services agencies in the investigation, treatment and prevention of child abuse cases, and to maintain statistical information for staffing and funding purposes. The type of information contained in registry and department records varies from State to State, as does access to the information maintained.

### Record Protection

Statutory provisions concerning access to central registry and department records are one answer to the question of how to protect family autonomy and privacy rights, and yet ensure protection for children. All jurisdictions have confidentiality provisions to protect abuse and neglect records from public scrutiny. Confidentiality provisions mandate that such records are confidential, and many include specific mechanisms for protecting them from public view.

### Access to Records

Most jurisdictions permit certain persons access to registry and department records.<sup>2</sup> In general, these are people with a direct interest in a case, in the child's welfare, or in providing protective or treatment services. Many statutes specifically describe who may access the records and under what circumstances. Typically, persons entitled to access include physicians, researchers, police, judges and other court personnel. Several States also provide confidential records to any person who is the subject of a report.

### Employment Eligibility

Central registries are increasingly used to screen adults for various employment opportunities. For example, some States allow or require central registry checks for individuals applying to be child or youth care providers. Information may thus be available to employers in the child care business, schools, or health care industry. Information, however, is generally limited to whether there are substantiated reports of child maltreatment for potential employees who will have significant contact with children.

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<sup>1</sup> The word *approximately* is used to stress the fact that statutes are constantly being revised and updated.

<sup>2</sup> Under the Child Abuse Prevention and Treatment Act (CAPTA), in order to receive a Federal grant, States must preserve the confidentiality of all child abuse and neglect reports and records to protect the privacy rights of the child and of the child's parents or guardians except in certain limited circumstances. 42 U.S.C.A. §5106a(b)(2)(A)(v) (West Supp. 1998).



The Clearinghouses are services of the Children's Bureau, Administration for Children and Families, U.S. Department of Health and Human Services.

The Statutes-at-a-Glance listings summarize specific sections of each State's code. While every attempt has been made to be as complete as possible, additional information on these topics may be in other sections of a State's code as well as agency regulations, case law, and informal practices and procedures. Readers interested in the interpretation of specific statutory provisions within an individual jurisdiction should consult with professionals within the State familiar with the statutes' implementation.

To obtain additional copies of this product, or for more information, contact:

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We welcome your comments and suggestions about this products.

**Alabama**

**Statute:** § 26-14-8(c)-(d)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Review Teams
- Public/Any Person

**Persons Without Access to Records:**

- Attorneys General/Prosecutors
- Reporters of Abuse
- Parents/Guardians
- Coroners
- Treatment Providers
- Subject of Reports

**Other:**

Public disclosure in child fatality or near fatality cases.

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**Alaska**

**Statute:** § 47.17.040(b)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement

**Persons Without Access to Records:**

- Grand Juries
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Not addressed in statutes reviewed.

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**American Samoa**

**Statute:** § 45.2023; § 45.2024; § 45.2027

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Physicians
- Researchers
- Subject of Reports

**Persons Without Access to Records:**

- Grand Juries
- Attorneys, GAL's
- Reporters of Abuse
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Public/Any Person

**Other:**

A child, after age 18, who was the subject of a report.

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**Arizona**

**Statute:** § 8-807(A)-(G),(J)-(K)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Physicians
- Researchers
- Review Teams
- Subject of Reports
- Public/Any Person

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**Persons Without Access to Records:**

- Agencies From Other States
- Attorneys General/Prosecutors
- Reporters of Abuse
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers

**Other:**

- Foster Care Review Boards
  - Foster Parents
  - Adoptive Parents
  - Investigators
  - Legislators; Tribal Agencies
  - Department of Education
  - Public disclosure in child fatality or near fatality cases.
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**Arkansas**

**Statute:** § 12-12-506

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Researchers
- Employers
- Review Teams
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Attorneys General/Prosecutors
- Physicians
- Reporters of Abuse
- Parents/Guardians
- Coroners
- Treatment Providers

**Other:**

- Child Care Facility Review Board
- Any Licensing or Registering Authority
- Federal and State Legislators
- Foster Parents
- Public disclosure of child fatality or near fatality cases.

**California**

**Statute:** § 11170(b)(1)-(6),(c)-(e); § 11170.5(a)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Employers
- Parents/Guardians
- Review Teams
- Subject of Reports

**Persons Without Access to Records:**

- Grand Juries
- Researchers
- Coroners
- Treatment Providers
- Public/Any Person

**Other:**

- Licensed Adoption Agency
  - Child-Placing Agency
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**Colorado**

**Statute:** § 19-1-307(1)-(3)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Subject of Reports

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**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Reporters of Abuse
- Treatment Providers
- Public/Any Person

**Other:**

- Department of Education
  - School Personnel
  - Child-Placing Agencies
  - Private Adoption Agencies
  - Other persons, as determined by the court.
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**Connecticut**

**Statute:** § 17a-101(k); § 17a-28

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Review Teams
- Treatment Providers
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Employers
- Parents/Guardians
- Coroners
- Subjects of Reports

**Other:**

- Governor
- Legislators
- Boards of Education
- Department of Public Health
- Public disclosure in child fatality or near fatality cases.

**Delaware**

**Statute:** Tit. 16, § 906(b)(18)

**Records Confidential:** Yes

**Persons With Access to Records:**

Not addressed in statutes reviewed.

**Persons Without Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Persons with a legitimate public safety need for such information.

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**District of Columbia**

**Statute:** § 4-1302.03; § 4-1302.04

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Subject of Reports

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**Persons Without Access to Records:**

- Grand Juries
- Reporters of Abuse
- Coroners
- Treatment Providers
- Public/Any Person

**Other:**

Child-Placing Agency

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**Florida**

**Statute:** § 39.202

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Physicians
- Coroners
- Review Teams

**Other:**

- Division of Administrative Hearings
  - Auditor General
  - Public Employees Relations Commission
  - A Florida Advocacy Council
  - School Principals
  - Multidisciplinary Teams
  - Public disclosure in child fatality or near fatality cases.
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**Georgia**

**Statute:** § 49-5-185; § 49-5-186(a)-(b)

**Records Confidential:** Yes

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**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Coroners
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Treatment Providers

**Other:**

- Governor's Office
- General Assembly
- Information about a child who was in Department custody at the time of death is not confidential.

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**Guam**

**Statute:** Tit. 19, § 13210

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Parents/Guardians
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Reporters of Abuse
- Researchers
- Employers
- Coroners
- Review Teams
- Public/Any Person

*continues*

**Other:**

- Multidisciplinary Teams
  - Military Authorities
  - Foster, Adoptive Parents
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**Hawaii**

**Statute:** § 350-1.4

**Records Confidential:** Yes

**Persons With Access to Records:**

Not addressed in statutes reviewed.

**Persons Without Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Director may adopt rules for the authorized disclosure of reports and records.

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**Idaho**

**Statute:** § 16-1621; § 16-1623(f)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Attorneys, GAL's
- Parents/Guardians
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Courts/Judges
- Grand Juries

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- Law Enforcement
- Attorneys General/Prosecutors
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Coroners
- Review Teams
- Treatment Providers
- Public/Any Person

**Other:**

- Elected State Officials
  - Other persons upon permission of the court.
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**Illinois**

**Statute:** Ch. 325, § 5/7.8; Ch. 325, § 5/11.1

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Reporters of Abuse
- Public/Any Person

**Other:**

- Probation Officers
- Department of Public Health
- State Board of Education; School Superintendents
- Department of Professional Regulation

**Indiana**

**Statute:** § 31-33-17(5),(6); § 31-33-18(1)-(3)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Reporters of Abuse
- Review Teams
- Public/Any Person

**Other:**

- Foster Care Review Boards
  - State or Local Officials
  - Community Child Protection Teams
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**Iowa**

**Statute:** § 235A.15(1)-(5)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Treatment Providers
- Subject of Reports

*continues*

**Persons Without Access to Records:**

- Grand Juries
- Coroners
- Public/Any Person

**Other:**

- Board of Educational Examiners
- Expert Witnesses
- Licensing Authorities
- Probation or Corrections Officers
- Board for the Treatment of Sexual Abusers

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**Kansas**

**Statute:** § 38-1520(e); § 38-1507(a)-(j)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Reporters of Abuse
- Researchers
- Employers

**Other:**

- Court Appointed Special Advocates
- Persons Authorized by Court Order
- Legislators
- Foster Parents; Prospective Adoptive Parents
- Educators
- Military Enclave or Indian Tribal Organizations
- Dept. of Health and Environment
- Community Corrections Programs
- Public disclosure of child fatality or near fatality cases.

**Kentucky**

**Statute:** § 620.050(4)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Physicians
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Attorneys, GAL's
- Reporters of Abuse
- Researchers
- Employers

**Other:**

- Persons Authorized by Court Order
  - Persons Within the Cabinet With a Legitimate Interest
  - Employees of Children's Advocacy Centers
  - Public disclosure of child fatality or near fatality cases.
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**Louisiana**

**Statute:** Ch. C. art. § 616(B), (F); Rev. Stat. § 46:56(F)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Reporters of Abuse
- Subject of Reports

**Other:**

- Foster Parents
  - Former Foster Children
  - Court Appointed Special Advocates
  - Legislators; Schools
  - Military Authorities
  - Probation Officers
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**Maine**

**Statute:** Tit. 22, § 4008(1)-(3A); § 4008-A

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Agencies From Other States
- Employers
- Coroners

**Other:**

- State Officials
- Commissioner of Education
- Prospective Adoptive Parents
- Tribal Agencies

**Maryland**

**Statute:** Fam. Law § 5-707(a); § 5-714(c)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Law Enforcement

**Persons Without Access to Records:**

- Agencies From Other States
- Courts/Judges
- Grand Juries
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Not addressed in statutes reviewed.

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**Massachusetts**

**Statute:** Ch. 119 § 51E-51F

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Attorneys, GAL's
- Reporters of Abuse
- Parents/Guardians
- Review Teams

**Persons Without Access to Records:**

- Agencies From Other States
  - Courts/Judges
  - Grand Juries
  - Law Enforcement
  - Attorneys General/Prosecutors
  - Physicians
  - Researchers
  - Employers
  - Coroners
  - Treatment Providers
  - Subject of Reports
  - Public/Any Person
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**Other:**

- Social Workers
  - Persons Authorized by Court Order
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**Michigan**

**Statute:** § 722.627(2)-(3), (8)-(9)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Physicians
- Researchers
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Attorneys General/Prosecutors
- Reporters of Abuse
- Employers
- Parents/Guardians
- Public/Any Person

**Other:**

- Child-Placing Agencies
  - Legislative Committees
  - Children's Ombudsman
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**Minnesota**

**Statute:** § 626.556, Subd. 7, 11(a), 11b, 11c(a), 11d(b)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Law Enforcement
- Attorneys General/Prosecutors
- Coroners
- Subject of Reports
- Public/Any Person

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**Persons Without Access to Records:**

- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Treatment Providers

**Other:**

Public disclosure of child fatality or near fatality cases.

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**Mississippi**

**Statute:** § 43-21-257(1),(3),(4); § 43-21-259; § 43-21-261(5)(b)(c), (6)-(7), (14)-(19)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Parents/Guardians
- Treatment Providers
- Public/Any Person

**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Researchers
- Employers
- Coroners
- Review Teams
- Subject of Reports

**Other:**

- School Personnel
- Foster Care Review Board
- Interagency Child Abuse Task Force
- Ministers
- Public disclosure of child fatality or near fatality cases.

**Missouri**

**Statute:** § 210.150(1)-(3),(5)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Reporters of Abuse
- Coroners
- Public/Any Person

**Other:**

- Child-Placing Agencies
  - Schools
  - Child-Caring Facilities
  - Disclosure in child fatality or near fatality cases at the discretion of the Department.
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**Montana**

**Statute:** § 41-3-205

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

*continues*

**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Law Enforcement
- Physicians
- Reporters of Abuse

**Other:**

- Child-Caring or Child-Placing Agencies
- State Protection and Advocacy Program
- Foster and Adoptive Parents
- School Employees
- Foster Care Review Team
- Indian Tribes or Military Enclaves
- Members of Congress; State legislators
- News Media
- Probation or Parole Agencies

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**Nebraska**

**Statute:** § 28-719; § 722; § 725; § 726; § 727

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Parents/Guardians
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Courts/Judges
- Grand Juries
- Employers
- Coroners
- Review Teams
- Public/Any Person

**Other:**

- Foster Care Review Board
- Protection and Advocacy System
- Persons Authorized by Court Order
- Department of Health and Human Services Regulation and Licensure

**Nevada**

**Statute:** § 432.120(1); § 432B.280(1); § 432B.290

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Parents/Guardians
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Agencies From Other States
- Reporters of Abuse
- Employers
- Coroners

**Other:**

- Legislators
- Investigators
- Licensing Agencies
- Rural Advisory Board
- Division of Parole and Probation
- Public disclosure in child fatality or near fatality cases.

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**New Hampshire**

**Statute:** § 169-C:35; § 170-G:8a(II)-(VI)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Parents/Guardians
- Treatment Providers
- Subject of Reports

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**Persons Without Access to Records:**

- Agencies From Other States
- Employers
- Coroners
- Review Teams
- Public/Any Person

**Other:**

- Other Family Members
  - Caretakers
  - State Officials, Legislators
  - Superintendent of Schools
  - Persons Authorized by Court Order
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***New Jersey***

**Statute:** § 9:6-8.10a

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Agencies From Other States
- Attorneys General/Prosecutors
- Coroners

**Other:**

- Day Care Providers
  - State Legislative Committees
  - Victims of Crime Compensation Board
  - Public disclosure in child fatality or near fatality cases.
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***New Mexico***

**Statute:** § 32A-4-33(A)-(C)

**Records Confidential:** Yes

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**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Parents/Guardians
- Treatment Providers
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Coroners
- Review Teams
- Subject of Reports

**Other:**

- Substitute Care Review Board
- School Personnel
- Indian Tribes
- Protection and Advocacy Representatives
- Foster Parents
- Children's Safehouse Organizations
- Court Appointed Special Advocates
- Persons Authorized by Court Order

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**New York**

**Statute:** Soc. Serv. Law § 422(4)(A),(4)(B)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Review Teams
- Treatment Providers
- Subject of Reports

*continues*

**Persons Without Access to Records:**

- Reporters of Abuse
- Coroners
- Public/Any Person

**Other:**

- State Legislative Committees
- Investigators
- Licensing Agencies
- Child Care Resource and Referral Programs
- State Division of Parole
- Probation Service

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**North Carolina**

**Statute:** § 7B-311; § 7B-2902

**Records Confidential:** Yes

**Persons With Access to Records:**

- Public/Any Person

**Persons Without Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports

**Other:**

- Subject to policies adopted by the Social Services Commission.
- Public disclosure in child fatality or near fatality cases.

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**North Dakota**

**Statute:** § 50-25.1-11

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges

*continues*

- Physicians
- Reporters of Abuse
- Researchers
- Parents/Guardians
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Employers
- Coroners
- Review Teams
- Treatment Providers
- Public/Any Person

**Other:**

Public Officials

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**Ohio**

**Statute:** § 2151.421(H)(1),(2)

**Records Confidential:** Yes

**Persons With Access to Records:**

Not addressed in statutes reviewed.

**Persons Without Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Not addressed in statutes reviewed.

**Oklahoma**

**Statute:** Tit. 10 § 7111(D)-(G); § 7005-1.4

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Parents/Guardians
- Review Teams
- Treatment Providers
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Reporters of Abuse
- Employers
- Coroners
- Subject of Reports

**Other:**

- Indian Tribes; Tribal Courts
  - Foster Parents
  - Governor's Office
  - Legislators
  - Investigators
  - Oklahoma Health Care Authority
  - Court Appointed Special Advocates
  - Public disclosure in child fatality or near fatality cases.
- 

**Oregon**

**Statute:** § 419B.035

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Review Teams

*continues*

**Persons Without Access to Records:**

- Grand Juries
- Reporters of Abuse
- Employers
- Parents/Guardians
- Coroners
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

- Court Appointed Special Advocates
- Child Care Division

**Pennsylvania**

**Statute:** 23 PCSA § 6332(b); § 6335(b); § 6336(b)-(c); § 6339; § 6340

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Review Teams
- Subject of Reports

**Persons Without Access to Records:**

- Grand Juries
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Treatment Providers
- Public/Any Person

**Other:**

- General Assembly Committees
- Federal Auditors
- Prospective Adoptive Parents
- County Officials

**Rhode Island**

**Statute:** § 40-11-13; § 42-72-8(a)-(d)

**Records Confidential:** Yes

*continues*

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Review Teams
- Treatment Providers

**Persons Without Access to Records:**

- Grand Juries
- Law Enforcement
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Subject of Reports
- Public/Any Person

**Other:**

- Department of Corrections
- Child-Placing Agencies

**South Carolina**

**Statute:** § 20-7-680(F); § 20-7-609(A)-(J),(M)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

Not addressed in statutes reviewed.

*continues*

**Other:**

- Governor's Office or Ombudsman
- Investigators
- Child-Caring and Child-Placing Agencies
- Prospective Adoptive and Foster Parents
- Foster Care Review Boards

**South Dakota****Statute:** § 26-8A-13**Records Confidential:** Yes**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Treatment Providers
- Public/Any Person

**Persons Without Access to Records:**

- Grand Juries
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Subject of Reports

**Other:**

- Public Officials
- Adoptive Parents
- Tribal Agencies
- Public disclosure in child fatality or near fatality cases.

**Tennessee****Statute:** § 37-1-409; § 37-1-612**Records Confidential:** Yes**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors

*continues*

- Attorneys, GAL's
- Physicians
- Researchers
- Treatment Providers

**Persons Without Access to Records:**

- Agencies From Other States
- Reporters of Abuse
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Subject of Reports
- Public/Any Person

**Other:**

- Probation or Parole Officers
  - Child Advocacy Centers
- 

**Texas**

**Statute:** Fam. Code § 261.201

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Law Enforcement
- Attorneys, GAL's
- Parents/Guardians
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Attorneys General/Prosecutors
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Coroners
- Review Teams
- Treatment Providers
- Public/Any Person

**Other:**

- Adoptive Parents
- Persons Authorized by Court Order

**Utah**

**Statute:** § 62A-4a-412(1)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Researchers
- Employers
- Parents/Guardians
- Treatment Providers
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Grand Juries
- Reporters of Abuse
- Coroners
- Review Teams
- Public/Any Person

**Other:**

State Office of Education

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**Vermont**

**Statute:** Tit.33 § 4916(c)-(f); § 4919(a)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Reporters of Abuse
- Parents/Guardians
- Review Teams
- Subject of Reports

**Persons Without Access to Records:**

- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Physicians
- Researchers
- Employers
- Coroners
- Treatment Providers
- Public/Any Person

**Other:**  
Supervisors of Staff at Child-Caring Facilities

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## **Virginia**

**Statute:** § 63.1-248.8

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Treatment Providers

**Persons Without Access to Records:**

- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Subject of Reports
- Public/Any Person

**Other:**

- Volunteer Programs
  - Local School Boards
  - Disclosure in accordance with State Board regulations.
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## **Washington**

**Statute:** § 26.44.125(5)

**Records Confidential:** Yes

**Persons With Access to Records:**

Not addressed in statutes reviewed.

**Persons Without Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's

*continues*

- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Disclosure in accordance with State and Federal laws.

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**West Virginia**

**Statute:** § 49-6A-5

**Records Confidential:** Yes

**Persons With Access to Records:**

Not addressed in statutes reviewed.

**Persons Without Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Employers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers
- Subject of Reports
- Public/Any Person

**Other:**

Not addressed in statutes reviewed.

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**Wisconsin**

**Statute:** § 48.981(7)(a),(am),(b),(c),(cm),(cr)

**Records Confidential:** Yes

*continues*

**Persons With Access to Records:**

- CPS/State Agencies
- Agencies From Other States
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys General/Prosecutors
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Researchers
- Parents/Guardians
- Coroners
- Review Teams
- Subject of Reports
- Public/Any Person

**Persons Without Access to Records:**

- Employers
- Treatment Providers

**Other:**

- Tribal Agencies/Courts
- Foster Parents
- Court Appointed Special Advocates
- Licensed Child Welfare Agencies
- Department of Corrections
- Public disclosure in child fatality or near fatality cases.

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**Wyoming**

**Statute:** § 14-3-214(a)-(d),(f)

**Records Confidential:** Yes

**Persons With Access to Records:**

- CPS/State Agencies
- Courts/Judges
- Grand Juries
- Law Enforcement
- Attorneys, GAL's
- Physicians
- Reporters of Abuse
- Employers

**Persons Without Access to Records:**

- Agencies From Other States
- Attorneys General/Prosecutors
- Researchers
- Parents/Guardians
- Coroners
- Review Teams
- Treatment Providers

*continues*

- Subject of Reports
- Public/Any Person

**Other:**

- Persons Responsible for a Child's Welfare
- Investigators