

CHAPTER 6

CHILD DEATH REVIEW TEAM DUTIES

H.F. 190

AN ACT expanding the duties of the child death review team and making a penalty applicable.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 135.43, subsection 3, paragraph d, Code 2005, is amended to read as follows:

d. ~~Maintain~~ Except as authorized by this section, maintain the confidentiality of any patient records or other confidential information reviewed.

Sec. 2. Section 135.43, subsection 3, Code 2005, is amended by adding the following new paragraphs:

NEW PARAGRAPH. e. Recommend to the department of human services, appropriate law enforcement agencies, and any other person involved with child protection, interventions that may prevent harm to a child who is related to or is living in the same home as a child whose case is reviewed by the team.

NEW PARAGRAPH. f. If the sharing of information is necessary to assist in or initiate a child death investigation or criminal prosecution and the office or agency receiving the information does not otherwise have access to the information, share information possessed by the review team with the office of the attorney general, a county attorney's office, or an appropriate law enforcement agency. The office or agency receiving the information shall maintain the confidentiality of the information in accordance with this section. Unauthorized release or disclosure of the information received is subject to penalty as provided in this section.

NEW PARAGRAPH. g. In order to assist another¹ division of the department in performing the division's duties, if the division does not otherwise have access to the information, share information possessed by the review team. The division receiving the information shall maintain the confidentiality of the information in accordance with this section. Unauthorized release or disclosure of the information received is subject to penalty as provided in this section.

Sec. 3. Section 135.43, subsection 4, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. g. If deemed appropriate by the committee, at any point in the review the committee may recommend to the department of human services, appropriate law enforcement agencies, and any other person involved with child protection, interventions that may prevent harm to a child who is related to or is living in the same home as a child whose case is reviewed by the committee.

Approved March 11, 2005

¹ See chapter 179, §118 herein