

679C.2 Confidentiality.

If a mediation is conducted pursuant to a court order, a court-connected mediation program, a written agreement between the parties, or a provision of law, all mediation communications and mediation documents are privileged and confidential and not subject to disclosure in any judicial or administrative proceeding except under any of the following circumstances:

1. When all parties to a mediation agree, in writing, to disclosure.
2. When a written agreement by the parties to mediate permits disclosure.
3. When disclosure is required by statute.
4. When a mediation communication or mediation document provides evidence of an ongoing or future criminal activity.
5. When a mediation communication or mediation document provides evidence of child abuse as defined in section 232.68, subsection 2.
6. When a mediation communication or mediation document is relevant to the legal claims of a party against a mediator or mediation program arising out of a breach of the legal obligations of the mediator or mediation program.
7. When a mediation communication or mediation document is relevant to determining the existence of an agreement that resulted from the mediation or is relevant to the enforcement of such an agreement.

98 Acts, ch 1062, §2