

641—175.9(17A,22) Disclosures without the consent of the subject.

175.9(1) The department shall routinely disclose open records without the consent of the subject.

175.9(2) To the extent allowed by law, disclosure of confidential records may occur without the consent of the subject. Following are instances where disclosure, if lawful, will generally occur without notice to the subject:

a. For a routine use as defined in rule 641—175.10(17A,22) or in the notice for a particular record system.

b. To a recipient who has provided the department with advance written assurance that the record will be used solely as a statistical research or reporting record. The department shall not release confidential data or information pursuant to this chapter unless the department and the recipient have executed an agreement which includes the conditions under which the confidential data or information may be used and a restriction on the further disclosure of the data or information.

c. To another government agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil, administrative, or criminal law enforcement activity if the activity is authorized by law, and if an authorized representative of such government agency or instrumentality has submitted a written request to the department specifying the record desired and the law enforcement activity for which the record is sought.

d. To an individual pursuant to a showing of compelling circumstances affecting the health or safety of any individual if a notice of the disclosure is transmitted to the last-known address of the subject.

e. To the legislative services agency under Iowa Code section 2A.3.

f. Disclosures in the course of employee disciplinary proceedings.

g. In response to a court order or subpoena.

h. To the office of citizens' aide pursuant to Iowa Code section 2C.9.

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