

3/13/95 *Judiciary*
FILED MAR 13 1995

SENATE FILE 319
BY BISIGNANO

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for access to founded and undetermined child
2 abuse information.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 319

1 Section 1. Section 235A.15, subsection 2, paragraph c,
2 Code 1995, is amended by adding the following new
3 subparagraph:

4 NEW SUBPARAGRAPH. (11) To an administrator of a facility
5 or program operated by the state or a city or county which
6 provides services or care directly to children, if the
7 information concerns a person employed by or being considered
8 for employment by the facility or program.

9 Sec. 2. Section 235A.15, subsection 4, unnumbered
10 paragraph 1, Code 1995, is amended to read as follows:

11 Access to founded child abuse information ~~only~~ is
12 authorized to the department of personnel or to the personnel
13 office of a public employer, as defined in section 20.3, as
14 necessary for presentation in grievance or arbitration
15 procedures provided for in sections 19A.14 and 20.18. Child
16 abuse information introduced into a grievance or arbitration
17 proceeding shall not be considered a part of the public record
18 of a case. Access to founded child abuse information under
19 this paragraph is limited to the extent the procedure or
20 proceeding includes issues relating to child abuse and the
21 information requested is relevant to the issues.

22 EXPLANATION

23 This bill provides for access to founded and undetermined
24 child abuse information. Section 235A.15, subsection 2, lists
25 entities with authorized access to child abuse information,
26 other than unfounded child abuse information, maintained by
27 the department of human services. The bill amends these
28 provisions to authorize access to an administrator of a
29 facility or program operated by the state or a city or county
30 which provides services or care directly to children, if the
31 information concerns a person employed by or being considered
32 for employment by the facility or program.

33 Section 235A.15, subsection 4, provides for access to
34 founded child abuse information only to the department of
35 personnel as necessary for grievance or arbitration procedures

1 or proceedings under sections 19A.14 and 20.18. The bill
2 extends the access to personnel offices of the state and its
3 boards, commissions, departments, and its political
4 subdivisions, including school districts and other special
5 purpose districts. The access is limited to the extent the
6 procedure or proceeding includes issues related to child abuse
7 and the information requested is relevant to those issues.

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