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SENATE FILE 181  
BY SCHUERER and KREIMAN

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act authorizing the department of human services to disclose  
2 information regarding the presence of a perpetrator of certain  
3 sexual offenses or sexual abuse in the client's home.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 181  
HUMAN RESOURCES

1 Section 1. Section 217.30, subsection 2, Code 2003, is  
2 amended to read as follows:

3 2. a. Information described in subsection 1 shall not be  
4 disclosed to or used by any person or agency except for  
5 purposes of administration of the programs of services or  
6 assistance, and shall not in any case, except as otherwise  
7 provided in this subsection or subsection 4, paragraph "b", be  
8 disclosed to or used by persons or agencies outside the  
9 department unless they are subject to standards of  
10 confidentiality comparable to those imposed on the department  
11 by this division.

12 b. If the department has information described in  
13 subsection 1 that a person living in the home of a client of  
14 the department has committed a sexual offense, the department  
15 may disclose that information to the adult persons living in  
16 that home. For the purpose of this paragraph, "committed a  
17 sexual offense" means the person is required to register with  
18 the sex offender registry in accordance with chapter 692A, or  
19 is listed in the child or dependent adult abuse registry as  
20 having been found to have committed abuse that was sexual in  
21 nature.

22 Sec. 2. Section 235A.15, Code 2003, is amended by adding  
23 the following new subsection:

24 NEW SUBSECTION. 10. The department may disclose child  
25 abuse information to adult persons living in the home of a  
26 client of the department, for purposes of providing  
27 information in accordance with section 217.30, subsection 2,  
28 paragraph "b", that a person living in that home has committed  
29 a sexual offense.

30 Sec. 3. Section 235B.6, subsection 2, paragraph e, Code  
31 2003, is amended by adding the following new subparagraph:

32 NEW SUBPARAGRAPH. (10) To adult persons living in the  
33 home of a client of the department, for purposes of providing  
34 information in accordance with section 217.30, subsection 2,  
35 paragraph "b", that a person living in that home has committed

1 a sexual offense.

2 Sec. 4. Section 692A.13, Code 2003, is amended by adding  
3 the following new subsection:

4 NEW SUBSECTION. 9. The department of human services may  
5 disclose information to adult persons living in the home of a  
6 client of the department of human services, for purposes of  
7 providing information in accordance with section 217.30,  
8 subsection 2, paragraph "b", that a person living in that home  
9 has committed a sexual offense.

10 EXPLANATION

11 This bill authorizes the department of human services to  
12 disclose information to a client regarding the presence of a  
13 perpetrator of a sexual offense in the client's home.

14 The bill amends Code section 217.30, relating to  
15 confidentiality of the department of human services' records,  
16 to authorize the department to disclose information in those  
17 records indicating that a person living in a client's home has  
18 committed a sexual offense. "Committed a sexual offense" is  
19 defined as meaning the person is required to register with the  
20 sex offender registry in accordance with Code chapter 692A, or  
21 the person is listed in the child or dependent adult abuse  
22 registry as having been found to have committed abuse that was  
23 sexual in nature. The department may provide the information  
24 to the adult persons living in the client's home.

25 The department records under Code section 217.30 which may  
26 contain information regarding a perpetrator of a sexual  
27 offense include identifying information concerning individuals  
28 receiving services or assistance from the department,  
29 information about the types of services or amounts of  
30 assistance provided, agency evaluations of information about a  
31 particular individual, and medical or psychiatric data  
32 concerning a particular individual.

33 Code sections 235A.15, relating to authorized access to the  
34 child abuse registry, 235B.6, relating to authorized access to  
35 the dependent adult abuse registry, and 692A.13, relating to

1 access to the sex offender registry, are amended to  
2 specifically authorize the department to disclose the  
3 information in those registries as required by the bill.

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