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H.P. 565

House of Representatives, March 5, 2021

**An Act To Clarify the Disclosure of Records under the Child and
Family Services and Child Protection Act**

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.
Reference to the Committee on Health and Human Services suggested and ordered printed.

Robert B. Hunt
ROBERT B. HUNT
Clerk

Presented by Representative MADIGAN of Waterville.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §4008, sub-§1-A** is enacted to read:

3 **1-A. Disclosure.** The department may determine that for the purposes of disclosure
4 under this section records are limited only to records created by the department in
5 connection with its duties under this chapter.

6 **SUMMARY**

7 This bill provides clarifying language regarding what may be considered a child
8 protective record for purposes of disclosure. This change allows the Department of Health
9 and Human Services to determine that documents in child protective records that were not
10 originated by the department are not child protective records for the purposes of disclosure.