

## **Non-Redissemination Agreement**

As a condition of electronically accessing child and dependent adult abuse information from the Internet Single Contact Repository, our agency agrees to abide by the laws of redissemination of child and dependent adult abuse information before conducting a child or dependent adult abuse history record check. We have access to this information under Iowa Code section 235A.15, for child abuse, and Iowa Code section 235B.6, for dependent adult abuse.

Our signature on this agreement indicates that our agency understands and agrees to the legal provisions for handling child and dependent adult abuse information established in Iowa Code sections 235A.17 and 235B.8, and is subject to the criminal penalties as set forth in Iowa Code sections 235A.21 and 235B.12.

### **Redissemination of Child and Dependent Adult Abuse Information (Iowa Code 235A.17 and 235B.8).**

A person, agency, or other recipient of child or dependent adult abuse information shall not redisseminate (release) information, except that redissemination is permitted when ALL of the following conditions apply:

- ◆ The redissemination is for official purposes in connection with prescribed duties, or in the case of a health practitioner, pursuant to professional responsibilities.
- ◆ The person to whom such information would be redisseminated would have independent access to the same information under Iowa Code sections 235A.15 and 235B.6.
- ◆ A written record is made of the redissemination, including the name of the recipient and the date and purpose of the redissemination.
- ◆ The written record is forwarded to the Central Abuse Registry within 30 days of the redissemination.

A person is guilty of a criminal offense when the person:

- ◆ Willfully requests, obtains, or seeks to obtain child or dependent adult abuse information under false pretense, or
- ◆ Willfully communicates or seeks to communicate child or dependent adult abuse information to any agency or person, except in accordance with Iowa Code sections 235A.15, 235A.17, 235B.6, and 235B.8, or
- ◆ Is connected with any research authorized pursuant to Iowa Code sections 235A.15 and 235B.6 and willfully falsifies child or dependent adult abuse information or any records relating to child or dependent adult abuse.

Upon conviction for each offense, the person shall be punished by a fine of up to \$1,000, by imprisonment for not more than two years, or by both fine and imprisonment.

Any person who knowingly, but without criminal purposes, communicates or seeks to communicate child or dependent adult abuse information (except in accordance with Iowa Code sections 235A.15, 235A.17, 235B.6, and 235B.8) shall for each such offense be fined not more than \$100 or be imprisoned not more than ten days.

Any reasonable grounds for belief that a person has violated any provision of Iowa Code Chapters 235A or 235B shall be grounds for the immediate withdrawal of any authorized access that person or agency might otherwise have to child or dependent adult abuse information.

**Conditions of Agreement**

We agree to have every employee who will have access to child and dependent adult abuse electronic information sign a copy of this *Non-Redissemination Agreement* and keep it in a file at this facility or agency to allow the licensure agency personnel to view this agreement on request.

The agreement signed by the administrator of the agency or facility will be sent to the Department of Human Services, Central Abuse Registry, 401 SW 7th Street, Suite G, Des Moines, IA 50309-3574, and a copy will be posted within sight of the electronic information system work area.

We understand that this agreement will allow our agency or facility to receive any child or dependent adult abuse information maintained by the DHS as allowed under Chapters 235A and 235B of the Iowa Code. We understand that without a signed agreement on file our agency or facility will not have access to child and dependent adult abuse information.

Name of Facility or Agency
Administrator ( <b>type or print name</b> )
Signature of Administrator