

WAC 388-891A-0130 May DVR share personal information in my case service record with others? (1) DVR may share personal information with others if you sign a written consent or authorization giving permission to release or exchange the information, and:

(a) Another organization or program involved in your VR services needs specific information to serve you effectively; or

(b) You select an employment outcome in a field that customarily requires a background check as a condition of employment or licensure.

(2) DVR may release information that it obtained from other organizations or programs only when permitted by the rules or laws governing the release of protected information applicable to those organizations or programs.

(3) DVR may release, obtain, or maintain personal information without your written consent when:

(a) Required by federal or state laws or regulations;

(b) Required by chapter 26.44 RCW to report the suspected abuse or neglect of a child to either DSHS or law enforcement;

(c) Required by chapter 74.34 RCW to report the suspected abuse, neglect, abandonment, or financial exploitation of a vulnerable adult to DSHS or law enforcement;

(d) A law enforcement agency or DSHS requests information as part of an investigation into abuse, neglect, abandonment, or exploitation of a child or vulnerable adult;

(e) A law enforcement agency or DSHS requests information as part of an investigation into an alleged criminal act by any recipient of DVR services, unless prohibited by federal or state law;

(f) Required by an order signed by a judge, magistrate, or authorized court official (a subpoena duces tecum or request by an attorney is not an order signed by a judge, magistrate, or authorized court official for purposes of releasing information);

(g) The DSHS division of child support requests contact information;

(h) You have requested a fair hearing regarding DVR services with the Washington state office of administrative hearings (OAH);

(i) An organization, agency, or person(s) has an agreement with DVR for an audit, evaluation for program purposes, fulfilling reporting requirements, or research;

(j) DVR reasonably believes you are a danger to yourself or others; or

(k) Otherwise required.

[Statutory Authority: RCW 74.29.020(8) and 34 C.F.R., Parts 361, 363, 397. WSR 18-12-035, § 388-891A-0130, filed 5/29/18, effective 6/30/18.]