

90-050 APPENDIX B. CONFIDENTIALITY PROVISIONS FOR DISCLOSURE OF INFORMATION/RECORDS TO LAW ENFORCEMENT AGENCIES BY PROGRAM

Local Law Enforcement – Information may be released by FRC Manager or EO Operations Chief only.

State/Federal or Other Law Enforcement – refer to HHS EO Director, 1255 Imperial Avenue, Suite 446, W-414, San Diego, CA 92101.

Program	Disclosure of Information/Records to Law Enforcement Agencies
<p>CalWORKs CalFresh Foster Care – (excluding AAP) Refugee GR</p> <p>Reference: Privacy Act of 1974, Food Stamps Act of 1977, 45 CFR 5b.9, 7 CFR 272.2, W&I Code, Section 19850 et al, MPP Division 19, and FSM 63-200</p>	<p>None of these sections is to be construed to authorize the release of a general list identifying individuals applying for or receiving public social services.</p> <ul style="list-style-type: none"> • Investigation of criminal act committed in a welfare office or against a welfare worker, or witnessed by a welfare worker, while involved in the administration of public social services: may release applicant's/recipient's name, physical description and address. (W&I Code, section 10850) • Investigation of a criminal act intentionally committed against a known off-duty welfare worker in retaliation for an act performed in the course of the worker's duty: may release applicant's/recipient's name, physical description and address. (W&I Code, section 10850) • Felony and/or misdemeanor warrant, fleeing felons, probation/parole violators: may release applicant's/ recipient's name, address, telephone number, birth date, social security number, and physical description. (W&I Code, section 10850.3) <p>NOTE: Request for information must be made by the head of the law enforcement agency or his/her designee in writing. Request must be specific to the applicant/recipient for whom the arrest warrant has been issued.</p> <p>The following applies to CalWORKs, Foster Care, Refugee and General Relief records only:</p> <ul style="list-style-type: none"> • Applicant/recipient is deceased: May release name, address, telephone number, birth date, social security number and physical description, upon receipt of a written request from head of law enforcement agency or his/her designee, and agency is otherwise unable to identify the deceased. Information may be released by phone, with written request submitted within five days of release. (W&I Code, Section 10850.7) <p>This information cannot be released from CalFresh case records.</p>

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(continued)

Program	Disclosure of Information/Records to Law Enforcement Agencies
Medi-Cal Reference: Social Security Act Title XIX, 42 USC 1396a, 42 CFR 431.300, W&I Code, Section 14100.2, and MEPM Article 2H	May provide information to law enforcement ONLY in the course of investigations, prosecutions, civil/criminal proceedings directly related to the administration of the Medi-Cal Program. All types of information, written or oral, shall be confidential and shall not be open to examination other than for purposes directly connected with the administration of the Medi-Cal Program, such as conducting or assisting an investigation, prosecution or civil or criminal proceeding related to the administration of the Medi-Cal Program. The non-disclosure policy applies to all requests for information, including those from other government agencies, the courts (unless ordered by the court to do otherwise), and law enforcement officials.

GRPG Letter 65 (6/11)
