

1 Sec. #. 9 V.S.A. § 4555(a) is amended to read:

2 (a)(1) The Except as provided in this subsection, the Human Rights Commission's complaint  
3 files and investigative files shall be confidential ~~except that the,~~

4 (2) The Commission shall make the investigative file available to the charging party, the  
5 respondent, their attorneys, and any State or federal law enforcement agency seeking to enforce  
6 anti-discrimination statutes, upon reasonable request. ~~The, except that the Commission may~~  
7 refuse to disclose:

8 (A) the identities of nonparty witnesses to the investigation ~~may be revealed as part of~~  
9 ~~the investigative file, upon request, unless if~~ good cause is shown to protect the witness's  
10 confidentiality; and

11 (B) records or information the release of which may be prohibited under State or  
12 federal law absent court order.

13 (3) A party or entity denied information or records under subdivision (2)(A) or (2)(B) of  
14 this subsection may seek the information or records by subpoena. The Commission and any  
15 affected person may contest the subpoena in court.

16 (4) Any records or information described in subdivision (a)(2)(A) or (B) made available to  
17 a party or entity pursuant to a confidentiality agreement or court order requiring confidentiality  
18 shall be kept confidential in accordance with the agreement or order, unless disclosure is  
19 otherwise authorized by law or court order.

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