

DFR has some suggested changes to the markup in section 6911:

§ 6911 RECORDS OF ABUSE, NEGLECT, AND EXPLOITATION

(a) Access to records.

(1) ~~Information obtained through reports and investigations, including the identity of the reporter, shall remain confidential and shall not be released absent a court order, except as follows:~~ The Department's Adult Protective Services shall have access to any records or documents, including client identifying information, financial records, and medical and psychological records, necessary to the performance of the Department or Program's duties under this chapter. The duties include the investigation of abuse, neglect, or exploitation or the provision of services to a vulnerable adult. A person, agency, or institution that has a record or document that the Department needs to perform its duties under this chapter shall, without unnecessary delay, make the record or document available to the Department. Providing access to records relevant to an investigation by the Department or law enforcement under this provision will not be deemed a violation of any confidential communication privilege. Access to any records that would violate attorney client privilege shall not be provided without a court order. For the purposes of this subsection "financial records" does not include records developed or maintained by the Department of Financial Regulation.

If you have any questions, please let myself or Diane Sherman know.

Regards,

Aaron Ferenc
Interim Deputy Commissioner, Banking
Vermont Department of Financial Regulation