
42 C.F.R. § 51.45

Confidentiality of protection and advocacy system records.

(a) Records maintained by the P&A system are the property of the P&A system which must protect them from loss, damage, tampering or use by unauthorized individuals. The P&A system must:

(1) Except as provided elsewhere in this section, keep confidential all records and information, including information contained in any automated electronic database pertaining to:

- (i) Clients to the same extent as is required under Federal or State laws for a provider of mental health services;
- (ii) Individuals who have been provided general information or technical assistance on a particular matter;
- (iii) Identity of individuals who report incidents of abuse or neglect or furnish information that forms the basis for a determination that probable cause exists; and

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