

9055.0120 NO DISCLOSURE.

Subpart 1. **Exceptions.** Records maintained by the department may not be disclosed without the written consent of the individual named in the records, except:

- A. when the individual has been adjudicated incompetent; or
- B. as in subparts 2 to 4.

Subp. 2. **Release to individuals.** Records maintained by the department must be released to the claimant personally, a duly appointed guardian, an attorney in fact, a duly authorized representative, and as to personal matters, when the commissioner has determined that disclosure would not be injurious to the mental or physical health of the claimant.

Subp. 3. **Release to organizations.** Records maintained by the department must be released to the duly certified representatives of veterans organizations recognized by the United States Department of Veterans Affairs.

Subp. 4. **Release under court order.** Records maintained by the department must be released when ordered by a court of competent jurisdiction in Minnesota, and then only in open court as evidence, only after a judge has ruled that the records are relevant and competent evidence in an action or proceeding according to the laws and statutes of Minnesota.

Statutory Authority: *MS s 196.04*

History: *16 SR 1709*

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