

House Bill 75

By: Representatives Willard of the 51<sup>st</sup>, Oliver of the 82<sup>nd</sup>, Beskin of the 54<sup>th</sup>, and Silcox of the 52<sup>nd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 49-5-41 of the Official Code of Georgia Annotated, relating to  
2 persons and agencies permitted access to records, so as to exclude certain records from  
3 disclosure; to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 Code Section 49-5-41 of the Official Code of Georgia Annotated, relating to persons and  
7 agencies permitted access to records, is amended in paragraph (6) of subsection (a) by adding  
8 a new subparagraph to read as follows:

9 "(A.1) Any part of a record of the department or a governmental child protective  
10 agency that includes information provided by law enforcement or prosecution agencies  
11 in any pending investigation or prosecution of criminal activity contained within the  
12 child abuse, neglect, or dependency records;"

13 style="text-align:center">**SECTION 2.**

14 Said Code section is further amended in paragraph (2) of subsection (e) by deleting "and" at  
15 the end of subparagraph (E), by replacing the period with "; or" at the end of subparagraph  
16 (F), and by adding a new subparagraph to read as follows:

17 "(G) Any part of a record of the department or a governmental child protective agency  
18 that includes information provided by law enforcement or prosecution agencies in any  
19 pending investigation or prosecution of criminal activity contained within the child  
20 abuse, neglect, or dependency records."

21 style="text-align:center">**SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.