

**CONFIDENTIALITY**

## **CONFIDENTIALITY**

The identity of any person who furnishes information relating to, or assisting in, an investigation or a review of a possible violation of this part and the statutes specified in Section II.A of these procedures, shall be kept confidential, pursuant to Arkansas Statute Annotated Section 12-2801 et seq., and to the extent possible, consistent with fair determination issues. Where disclosure of the person's identity is essential to fair determination of issues, or to accomplish responsibilities under this Act and the statutes, the Administrator or his/her designated official may disclose the identity under conditions that will promote continued receipt of confidential information.

### **Confidentiality and Limitations on Use of Medical Information Title I ADA Section 6.5**

Although the ADA does not limit the nature or extent of post-offer medical examinations and inquiries, it imposes very strict limitations on the use of information obtained from such examinations and inquiries. These limitations also apply to information obtained from examinations or inquiries of participants. All information obtained from post-offer medical examinations inquiries must be collected and maintained on separate forms, in separate medical files and must be treated as a confidential medical record. Therefore, a subrecipient should not place any medical related material in the participant's folder. The subrecipient should take steps to guarantee the security of the participant's medical information.