VENTURA
SUPERIOR COURT
FILED
MAY 03 2018
MICHAEL D. PLANET
Executive Officer and Clerk
BY: _____ Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF VENTURA

In Re: Disclosure of Adult Probation Records to Ventura County Human Services Agency's Children and Family Services Division in Juvenile Dependency Cases	ADMINISTRATIVE ORDER NO: 18-04 Disclosure of Adult Probation Records to Ventura County Human Services Agency's Children and Family Services Division in Juvenile Dependency Cases

Under *Penal Code* §§1203.7(b) and 1203.10(a), records of the Ventura County Probation Agency relating to an adult on probation, are records of the Superior Court of California, County of Ventura (VSC) and may not be inspected by anyone, (with exceptions not relevant here) except by order of this court. *McGuire v. Superior Court* (1993) 12 Cal.App.4th 1685 and *County of Placer v. Superior Court* (2005) 130 Cal.App.4th 807 suggest that the probationer who is the subject of those records has no greater access to those records, without a court order, than does any other person not exempted from §§1203.7 and 1203.10.

The Ventura County Human Services Agency's Children and Family Services division, (CFS) investigates children who are at risk for abuse or neglect under *Welfare and Institutions Code* §300 and, if CFS deems it necessary, files petitions seeking the Juvenile Division of this court to adjudge those children to be dependents of the court. The Juvenile Division of this court has determined that because these matters often involve one or more of the adults in a child's life who is on probation, the best interests of that child are often served by CFS having limited access to information about those adults' performance on probation.

Therefore, good cause appearing this court hereby issues the following order under *Penal Code* §§1203.7(b) and 1203.10(a) for disclosure of adult probation records:

(a) Records on adult probationers, maintained by the Ventura County Probation Agency, and information obtained from those records, may be disclosed to officers and employees of CFS upon a request from CFS that certifies that:

(1) the record or information is needed in the course of an investigation or other proceeding under *Welfare and Institutions Code* §300; and.

(2) the adult probationer, who is the subject of the record or information, has consented, in writing, to the disclosure.

(b) Any record or information disclosed remains a record of this court and may not be further disclosed except:

(1) by CFS, as needed in the course of the matter for which the record or information was originally disclosed, including disclosing the record or information to the juvenile division of this court or with other agencies or contracted service providers involved in the matter; or

(2) as directed by further order of this court, under *Penal Code* §§1203.7(b) or 1203.10(a).

IT IS SO ORDERED.

Dated this 2 day of May, 2018.

P. M. Murphy

Patricia M. Murphy
Presiding Judge