

NOV - 8 2023

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF RIVERSIDE**

V. Magaña

**JUVENILE DIVISION**

) **BLANKET ORDER NO. 32**  
 )  
 ) ORDER FOR THE RELEASE AND  
 ) EXCHANGE OF CONFIDENTIAL  
 ) INFORMATION BETWEEN COUNTY OF  
 ) RIVERSIDE SYSTEM PARTNER  
 ) DEPARTMENTS, THE INLAND  
 ) COUNTIES REGIONAL CENTER, INC.,  
 ) RIVERSIDE COUNTY OFFICE OF  
 ) EDUCATION, HOUSING AUTHORITY OF  
 ) RIVERSIDE COUNTY, AND NECESSARY  
 ) THIRD PARTY COMMUNITY PARTNERS  
 ) TO FACILITATE A SYSTEM OF CARE  
 )  
 ) (CAL. WELF. & INST. CODE §§ 16521.6 &  
 ) 10850.1)

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The Continuum of Care Reform, initiated in 2015 by and through Assembly Bill 403, (an act adding section 16521.6 to the Welfare and Institutions Code) is currently being further supported by a system of care for families engaged with child welfare or foster care. County and local partners are mandated to provide a coordinated system of care to avoid gaps in services and create stable foster placements. The system of care is to provide coordinated, timely, culturally competent, integrated, community-based, strength-based, individualized and trauma informed services to address systemic barriers to the traditional provision of interagency services.

The California Legislature, by and through the implementation of Assembly Bill 2083 (Chapter 815, Statutes of 2018), requires, in part, that Riverside County develop a memorandum of understanding outlining the roles and responsibilities of the agencies described as System

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Partners: The Riverside County Department of Public Social Services, including its Children's Services Division (DPSS-CSD), Adult Services Division (DPSS-ASD), Self-Sufficiency Division (DPSS-SSD), and In-Home Supportive Services Public Authority (DPSS-IHSS); Riverside County Probation Department (RCP); Riverside University Health System, including Behavioral Health (RUHS-BH), Medical Center (RUHS-MC), Public Health (RUHS-PH) and Community Health Centers (RUHS-CHC); Riverside County Office on Aging; Riverside County First 5; Riverside County Child Support Services; Riverside County Housing and Workforce Solutions; Riverside County Veterans' Services Office; Riverside County Executive Office; Riverside County Office of Education (RCOE); Juvenile Court, Superior Court of California, Riverside County; Housing Authority of Riverside County; and Inland Counties Regional Center, Inc. d/b/a Inland Regional Center, a California non-profit corporation (IRC) (hereinafter collectively referred to as System Partners) have entered into a Riverside County Interagency Child, Youth, and Family Services Memorandum of Understanding (MOU), in satisfaction of this legislation. The MOU, in part, supports the structure and processes of each System Partner.

The MOU also requires, in part, that confidential information and data be shared by and between the System Partners through information and data sharing agreements to the extent permitted by federal and state laws. This includes information and data shared by particular teams or persons described and identified with the MOU. These teams or persons include an Interagency Executive Advisory Committee (LEAS), an Interagency Leadership Team (ILT), a Child and Family Team (CFI), an Interagency Placement Committee (IPC) and/or invested third parties as defined and described within Assembly Bill No. 2083, subsequent legislation, and the terms of the MOU. Invested third parties may include, but are not limited to, individuals, organizations, agencies or entities, who are (1) service providers, or (2) members of: local educational agencies, special education local plan areas, managed care organizations placement agencies, a child's family, a foster youth advisory council, Indian tribes or tribal organizations; the California State

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Department of Social Services and/or the Riverside Superior Court-Juvenile Division. Invested third parties may be, or may not be, parties to the MOU.

The ILT consists of the System Partners' leaders, department heads or superintendents and is the governing and coordinating body. The ILT establishes and oversees the execution of the MOU. The ILT must have access to, and share, confidential information, including, but not limited to, juvenile case file, to (1) guide staff, (2) identify and resolve conflicts, if any, and (3) leverage resources where there is a reasonable belief that the information is relevant to providing a coordinated system of care to children, youth and families engaged in child welfare.

The System Partners must have access to confidential information to share necessary and relevant information in each case in which services must be provided to conduct treatment, coordinate care and to deliver quality services by and through case management and/or the efforts of the CFT and IPC. Invested third parties, may be included in the ILT activities or treatment, care and placement efforts provided for and to a specific child or youth. The California Integrated Core Practice Model (ICPM) for Children Youth and Families is a resource created in collaboration between the California Department of Health Care Services and the California Department of Social Services to provide practical guidance and direction to System Partners and Invested Third Parties, where applicable, in the delivery of timely, effective, and integrated services to children, youth and families engaged in child welfare. The ICPM is integrated in the MOU and in the provision of services to children, youth and families engaged in child welfare.

Pursuant to the MOU, the System Partners also must have access to population-level confidential information to support population-level analysis when necessary for identifying and preventing child abuse or neglect, identifying barriers to services, reducing or eliminating those barriers, and improving services, as authorized by and consistent with Welfare & Institutions Code section 16521.6(a)(3)(B). System Partners engaged in multidisciplinary personnel teams authorized by Welfare & Institutions Code section 10850.1 may also need and be authorized to

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share population-level information that is kept or maintained in connection with any program of public social services and is relevant to the prevention, identification, management, or treatment of child abuse or neglect.

Assembly Bill No. 2083 permits the ILT to disclose and exchange confidential information as permitted by federal law. Notwithstanding, statutory disclosure restrictions preclude DPSS-CSD from disseminating certain information unless authorized by court order. Specifically, the following statutes may preclude DPSS-CSD from disseminating information without a court order:

- California Penal Code sections 11167 and 11167.5
- California Welfare and Institutions Code sections 827, 828, 10850, and 16501, subdivision (a)(4)
- Family Educational Rights and Privacy Act (20 U.S.C. § 1234, 34 C.F.R. Part 99, as amended; “FERPA”)
- California Business and Professions Code § 22584
- California Civil Code section 1798.29
- California Education Code sections 49073, 49076, 49076.5 and 49076.7
- California Government Code section 6250
- 20 U.S.C. section 1232g and 34 C.F.R. section 99.31
- Riverside County Juvenile Blanket Order 15.

Therefore, since some federal law and California laws may limit the release and exchange of confidential information, resolution of this conflict is necessary by and through this Blanket Order No. TBD (“Blanket Order”). Good cause supports the release and exchange of confidential information in this context since a limited release of confidential information, including, but not limited to, juvenile case file, is in the child’s best interests where multiple agencies are involved in assessing and providing coordinated services to the child and their family while engaged in the child welfare system. The purpose of this release and exchange is in the furtherance of Continuum

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of Care Reform, To promote a coordinated system of care to children, youth and families engaged in child welfare. Collaborative efforts in a system of care provides a coordinated, timely and trauma-informed approach to address systemic barriers to the traditional provision of interagency services. The Juvenile Court hereby issues this Blanket Order authorizing the disclosure of a juvenile case file and/or confidential information in compliance with Welfare and Institutions Code section 16521.6 and in coordination with a system of care prescribed and described by the MOU. System Partners and invested third parties are authorized to release and exchange confidential information, including, but not limited to, juvenile case file.

Further, the System Partners agree that:

1. The System Partners shall provide for, and adhere to, the implementation and maintenance of appropriate security protocols and procedures for the transfer and maintenance of confidential information shared by the other System Partners

2. Unless otherwise required by the MOU or by court order, the System Partners shall limit access and viewing of confidential information to individuals who are necessary to ensure compliance with the purposes of the MOU and

3. The System Partners shall prescribe appropriate procedures for the timely destruction or return of confidential information once the purpose for which the information was released and exchanged has been satisfied, pursuant to Welfare and Institutions Code section 16521.6, subdivision (a)(3)(B).

Access, viewing, discussion and/or use of any records or confidential information obtained under this order is solely limited to use in connection and application of the MOU and described, in part, above. Confidential information released, exchanged or discussed within teams or committees pursuant to this Blanket Order shall not be open to public inspection in any instance. The confidential information maintains its confidential nature in spite of the release and dissemination pursuant to a system of care, the terms of the MOU and the actions of System

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Partners and invested third parties. The records and information disclosed under this order shall not be released to any other entity or individual other than the System Partners or invested third parties described herein and within the terms of the MOU and shall not be made any part of any other court file that is open to the public. The use of records and information obtained under this order are limited to promote a coordinated system of care to children, youth and families engaged in child welfare; to identify, reduce, or eliminate barriers to services for children and youth in foster care; to prevent, identify, manage, or treat child abuse or neglect; or to serve the needs of Riverside County dependent children placed in foster care only, unless authorized by further court order or as allowed by law. Confidentiality of Substance Use Disorder Patient Records, 42 CFR Part 2, and the Health Insurance Portability and Accountability Act of 1996 (HIPAA), 45 CFR Parts 160 & 164, cannot be disclosed without written consent unless otherwise provided by law or regulation.

The purpose of this order is to authorize the release of information; this is not an order requiring the release of information. This Blanket Order serves to allow for routine healthcare/dental care and information sharing at a client and population level for the limited purposes described herein.

Dated 11/8, 2023



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THE HONORABLE MARK E. PETERSEN  
Presiding Judge of the Juvenile Court  
Riverside Superior Court

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