



Disclosure Notice

This Disclosure Notice is to inform you of your right to confidentiality (privacy) of information that you disclose (share), as well as to explain the limits to the confidentiality of certain information you share while you are in the custody of the Office of Refugee Resettlement (ORR). This includes information you may share with your case manager, clinician, or anyone else.

When you first enter ORR custody, you will be asked a series of questions (called "assessments") about your life, including topics such as your health, family, and journey to the United States. Your answers to these questions are added into a computer system that care provider staff share with ORR. These assessments help ORR understand your needs, the kinds of services you should receive, and the type of care provider facility in which you should be placed. ORR encourages you to answer these questions honestly and to the best of your ability.

You will also have the opportunity to participate in individual and group counseling sessions, which ORR is required to provide. If you choose to participate in counseling, most of the information you share with your clinician will remain confidential (not shared with individuals outside ORR or the care provider). However, certain types of information you share with your clinician are not confidential. Some information your clinician may be required to share for your safety or the safety of others.

ORR is restricted from sharing information you share in counseling sessions or during other assessments with the U.S. Department of Homeland Security (DHS) without your consent. Only the following types of information you share, if disclosed, must be reported to DHS for your safety or the safety of others:

- If you share you were abused in DHS custody;
- If you share you were a victim of human trafficking; or
- If you share you were a victim of or were involved in drug and/or weapons trafficking.

The rest of the information you share with your clinician or other staff during assessments and counseling sessions is NOT shared with DHS and may only be shared if you consent.

The below boxes explain when certain types of information you disclose to a clinician and other staff (including case managers and youth care workers) might be further shared with others.

If you share the following types of information with your clinician or other care provider staff, this information may be shared with others for your safety:

- If you say that you want to hurt yourself and have a plan to do so;
- If you say that you are being abused or neglected;
- If you say that someone is sexually abusing you (or has in the past); and
- If you say that you or your family have been victims of certain crimes (i.e., trafficking);

If you are in danger, the care provider staff must get help so that you are protected and safe.

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If you share the following types of information with your clinician or other care provider staff, this information may be shared for the safety of others if care provider staff determine the information could indicate risk of danger to others:

- If you say that you are going to violently hurt someone else; or if you have hurt someone in the past;
- If you say that another child in ORR custody is being abused or neglected;
- If you sexually abuse or sexually harass someone else; and/or
- If you say that you have been involved in a crime.

ORR may use any of the above information to care for you and other children, including to determine your placement while in ORR custody and your discharge/release from ORR custody. If you are concerned or have questions about what type of information your clinician or care provider staff may share with others, you can ask staff for clarification prior to sharing that information.

There are other situations where your information will be shared with others:

- If you sign a document that allows ORR to release your confidential counseling records, or other confidential information, to someone else;
- If a court or lawyer, ORR, or government agency is required to provide your records (including counseling records) in response to a lawfully-issued subpoena (a "subpoena" is when a court or an attorney orders ORR to give the court your personal records, or when a court requires your clinician or others to speak before the court about your case);
- If a government agency files a records request for your case files for an investigation and your information is within the scope of their investigation;
- If ORR is required to provide your case information to an oversight government agency; or
- As required by United States or applicable State law.

If you have any questions about this form, please ask your case manager, clinician, attorney, or ORR legal service provider to help you.

Signing below indicates that the care provider staff have carefully reviewed this notice with the child in the child's preferred language.

Care Provider Employee's Signature

Care Provider Employee's Name and Title

Date