

PROPOSED MODEL RULE REGARDING
CONFIDENTIAL FILES

RULE _____ CONFIDENTIAL FILES

- I. The following records, reports, and documents, including but not limited to those prepared pursuant to R.C. [2151.281](#), [3105.171\(E\)\(3\)](#), and [3109.04\(C\)](#) and [Rule 48](#) of the Rules of Superintendence for the Courts of Ohio, shall not be considered case documents for purposes of public access. The following shall be considered confidential file information, and shall not be made accessible to non-parties and attorneys of record:
 - A. Health care documents, including but not limited to physical health, psychological health, psychiatric health, mental health, and counseling documents;
 - B. Drug and alcohol use assessments and pre-disposition treatment facility reports;
 - C. Guardian ad litem reports, including collateral source documents attached or filed with the reports;
 - D. Home investigation reports, including collateral source documents attached or filed with the reports;
 - E. Child custody evaluations and reports, including collateral source documents attached to or filed with the reports;
 - F. Domestic violence risk assessments;
 - G. Supervised parenting time or companionship or visitation records and reports, including exchange records and reports;
 - H. Financial disclosure statements regarding property, debt, taxes, income, and expenses, including collateral source documents attached to or filed with records and statements;
 - I. Asset appraisals and evaluations.
- II. Any person, by written motion to the court, may request access to a document or information in a confidential file. The court will give notice of the motion to all parties in the case, and may schedule a hearing on the motion. The court may permit public access to a document or information in a confidential file if it finds by clear and convincing evidence that the presumption of maintaining confidentiality is outweighed by a higher interest. [Sup. Rule 45](#).