

1980 WL 121121 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 25, 1980

***1 RE: S.C. Code, §§ 20-10-140(B)(1), (C)**

The Honorable Dewey Wise
Chairman
Joint Legislative Committee on Children
P. O. Box 11867
Columbia, South Carolina 29211

Dear Senator Wise:

You have forwarded to this office a request for an opinion concerning the above portions of the Child Protection Act of 1977. First, you wish to know whether any professional involved with the subject of a case may be construed to be part of the multi-disciplinary team under § 20-10-140(B)(1), and, therefore, have access to information regarding suspected cases of abuse and neglect of children. The multi-disciplinary evaluation teams are designated by the local Child Protective Services Agencies and it is the opinion of this office that the professional must be so designated in order to come within the cited statutory provision.

Also, you wish to know whether the subject of a report of child abuse is entitled to see unsubstantiated data or evidence, whether or not it is contained in the report, under § 20-10-140(C). It is the opinion of this office that the subject of a report would be entitled to see unsubstantiated data or evidence if it tends to support or prove the report of child abuse which was made against the subject.

If you have need of any further information or clarification of this informal opinion, please do not hesitate to contact the undersigned at this office.

Thank you.

Very truly yours,

Lindy P. Funkhouser
Assistant Attorney General

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