

# Notice Regarding Confidentiality of Child Custody Evaluation Report Under Family Code Section 3111

Clerk stamps date here when form is filed.

**Case name:**

- ▶ At least 10 days before any hearing regarding custody of the child, the evaluator must ① file the report with the clerk of the court, and ② serve it on the parties or their attorneys and counsel appointed for the child.
- ▶ **This form must be attached as the first page of the child custody evaluation report.**
- ▶ **The child custody evaluation report is private and confidential. It MUST NOT become part of the public court file.**

**Case Number:**

## THE ATTACHED CHILD CUSTODY EVALUATION REPORT IS CONFIDENTIAL

<b>Unwarranted disclosure of the report</b>	<p>You must not make an "unwarranted disclosure" of the child custody evaluation report. A disclosure of the child custody evaluation report is unwarranted if it is done either recklessly or maliciously and is not in the best interest of the child. This means that you must not misuse or intentionally give the confidential report to someone who is not allowed to have it. The only people who are allowed access to the report are listed below.</p>		
<b>Possible sanctions for an unwarranted disclosure of the report</b>	<b>Monetary Sanctions:</b>	<p>The court may order that the person who made an unwarranted disclosure of the report pay a sanction (a fine) in an amount that is large enough to discourage future disclosures.</p>	
<b>Attorney's Fees and Costs:</b>	<p>The possible sanctions may also include reasonable attorney's fees, costs, or both.</p>		
<b>Access to report</b>	<p>Reports conducted under section 3111 may be made available to only the following:</p> <ul style="list-style-type: none"> <li>① The parties, their attorneys, and attorneys from whom the parties seek legal representation.</li> <li>② Any attorney appointed to represent the child under Family Code section 3150.</li> <li>③ Court professionals who would receive it directly from the evaluator or the court to do their job, including:           <ul style="list-style-type: none"> <li>• Family court judicial officers</li> <li>• Family court employees</li> <li>• Family law facilitators</li> <li>• Juvenile court judicial officers</li> <li>• Juvenile probation officers</li> <li>• Child protective services</li> <li>• Probate court judicial officers</li> <li>• Guardianship investigators</li> <li>• Law enforcement officers</li> </ul> </li> <li>④ The agency responsible for licensing and disciplining the child custody evaluator.</li> <li>⑤ Others, but only by court order.</li> </ul>		
<b>Information</b>	<p>For information about child custody evaluations,</p> <ul style="list-style-type: none"> <li>• Read <i>Child Custody Evaluation Information Sheet</i> (<a href="#">form FL-329-INFO</a>).</li> <li>• Go to: <a href="https://selfhelp.courts.ca.gov/child-custody/evaluations">https://selfhelp.courts.ca.gov/child-custody/evaluations</a>.</li> </ul>		
<b>Total Pages</b>	<p><b>TOTAL NUMBER OF PAGES OF THE REPORT (specify):</b> _____</p> <p>(Include in the total, the cover page and all attachments.)</p> <p>Attachments are confidential and must NOT be filed or served separately from the report.</p>		