

CHAPTER 39

**DISCLOSURE OF INFORMATION FROM STATE
EMPLOYMENT SERVICE FILES**

Chapter Expiration Date

Chapter 39, Disclosure of Information from State Employment Service Files, expires on July 1, 2006.

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SUBCHAPTER 1. GENERAL PROVISIONS

12:39-1.1 Disclosure of information

No disclosure of information obtained at any time from workers, employers or other persons or groups in the course of administering the State public employment service program shall be made directly or indirectly, except as authorized by this Chapter.

12:39-1.2 Authorized disclosure of information

(a) Disclosure of any such information is authorized in the following cases for the following purposes:

1. To individual applicants and employers to the extent necessary for the efficient performance of recruitment, placement, employment counseling and other employment service functions.
2. To any properly identified claimant for benefits or payments under an unemployment compensation or readjustment allowance law of the Federal government, or of a state or territorial government, or of a foreign govern-

ment with which reciprocal arrangements have been made, or to his duly authorized representative, information which directly concerns the claimant and is reasonably necessary for the proper presentation of his claim.

3. To any officer or employee of any agency of the Federal government or of a state or territorial government, or of a foreign government with which reciprocal arrangements have been made, lawfully charged with the administration of an unemployment compensation or readjustment allowance law but only for purposes reasonably necessary for the proper administration of such law.

4. To any officer or employee of any agency of the Federal government or a state or territorial government, lawfully charged with the administration of a law providing for old age assistance or other public assistance, work relief, pension, retirement, or other benefit payments, but only for purposes reasonably necessary for the proper administration of such law.

5. To applicants, employers and the public, general information concerning employment opportunities, employment levels and trends, and labor supply and demand; provided, such release or publication does not include information identifiable to individual applicants, employers or employing establishments.

6. To individuals, organizations and agencies or for purposes other than as specified in subsections 1., 2., 3., 4. or 5. of this Section if such disclosure will not impede the operation of, and is not inconsistent with the purposes of, the public employment service program, and is authorized in writing in individual cases by the Director.

12:39-1.3 Unauthorized disclosure of information

Nothing contained in this Chapter shall, or shall be construed to, contravene Social Security Administration Regulation No. 1 relating to the disclosure of official records and information.