



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

April 24, 1990

Ms. Allison Cocke
Attorney for Northside
Independent School District
1100 NBC Bank Plaza
112 East Pecan Street
San Antonio, Texas 78205-1533

OR90-153

Dear Ms. Cocke:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 8800.

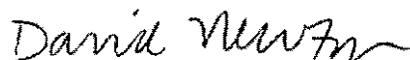
The Northside Independent School District received a request for the personnel file of a teacher. You submitted for review by this office interview reports, evaluations, a recommendation for employment, an employment eligibility verification form, and a xerox copy of the employee's social security and military identification cards. You claim that the employee's social security number on the latter two items is excepted from disclosure by federal statutory law, specifically 26 U.S.C. section 6103(a), and thus deemed confidential by law for purposes of section 3(a)(1) of the Open Records Act. You contend that the other information is excepted from disclosure under section 3(a)(11) of the act.

Social security numbers are not excepted from disclosure under section 3(a)(1) or the statute you cite. See Attorney General Opinions H-1274 (1978); H-242 (1974); Open Records Decision Nos. 226 (1979); 169 (1977). The remaining information may be withheld under section 3(a)(11). See Open Records Decision Nos. 538 (1990); 481 (1987); 284 (1981).

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a

published open records decision. If you have questions about this ruling, please refer to OR90-153.

Yours very truly,



David A. Newton
Assistant Attorney General
Opinion Committee

DAN/le

Ref.: ID# 8800

cc: Lou Lowther
6903 Semlight Drive
San Antonio, Texas 78238