



THE ATTORNEY GENERAL  
OF TEXAS

JIM MATTOX  
ATTORNEY GENERAL

May 24, 1990

Mr. David Thompson  
General Counsel  
Texas Education Agency  
1701 North Congress Avenue  
Austin, Texas 78701-1494

OR90-204

Dear Mr. Thompson:

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# 9086.

The Texas Education Agency has received a request for copies of transcripts of hearings pertaining to two special education students. You ask whether the requested transcripts must be released in their entirety or whether portions of the transcripts that identify students may be withheld.

Section 14(e) of the Open Records Act provides:

Nothing in this Act shall be construed to require the release of information contained in education records of any educational agency or institution except in conformity with the provisions of the Family Educational Rights and Privacy Act of 1974 [FERPA], as enacted by Section 513 of Public Law 93-380, codified as Title 20 U.S.C.A. Section 1232g, as amended.

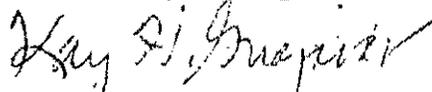
We agree that section 14(e) applies to the transcripts requested in this case. All information contained in the transcripts which identifies an individual student is closed to the public by the FERPA. See Open Records Decision Nos. 294 (1981); 205 (1978).

For assistance in determining precisely which information in the two requested transcripts should be withheld, please contact:

Mr. Leroy Rooker  
Acting Director  
Family Policy and Regulations Office  
Department of Education  
400 Maryland Ave. S.W.  
Washington D.C. 20202  
(202) 732-2057

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 OR90-204.

Yours very truly,



Kay H. Guajardo  
Assistant Attorney General  
Opinion Committee

KHG/le

Ref.: ID# 9086

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