



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTON
ATTORNEY GENERAL

June 20, 1990

Mr. Charles L. Lamb
Superintendent of Schools
Alpine Independent School District
302 N. 6th
Alpine, Texas 79830

OR90-252

Dear Mr. Lamb:

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# 8751.

We have considered the exceptions you claimed, specifically sections 3(a)(1) and 3(a)(11), and have reviewed the documents at issue.

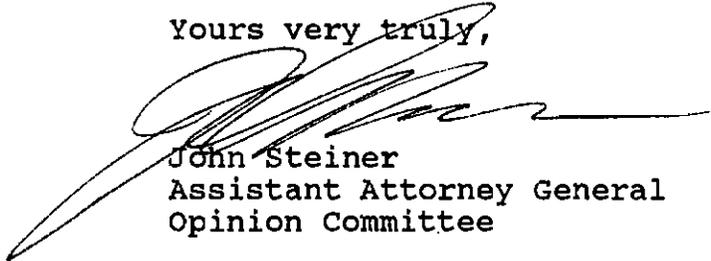
Section 3(a)(11) excepts from required public disclosure advice, opinion, or recommendation used in the deliberative process. See Open Records Decision No. 559 (1990), copy enclosed. The requested documents are not the kind of information excepted from required public disclosure by section 3(a)(11).

Section 14(e) of the Open Records Act provides that nothing in the act shall be construed to require the release of information in education records except in conformity with the Family Rights and Privacy Act (FERPA). 20 U.S.C. § 1232g. The statute and regulations adopted thereunder, 34 C.F.R. part 99, make confidential "information directly related to a student" and "maintained by an educational agency or institution or by a person acting for such agency or institution." § 1232g(a)(4)(A). FERPA further provides for access by parents "to inspect and review the education records of their children." Id. § 1232g(a)(1)(A). If a record includes information about more than one student, "the parents of one of such students shall have the right to inspect and review only such part of such material or document as relates to such student" Id.

For this reason, you must release the requested information, however, the information identifying other students must be deleted.

Because statutory 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 OR90-252.

Yours very truly,



John Steiner
Assistant Attorney General
Opinion Committee

JS/le

Ref.: ID# 8751

Enclosure: Open Records Decision No. 559

cc: Karen Quick
205 North Tenth
Alpine, Texas 79830