



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

July 10, 1996

Mr. James R. Raup
Law Offices of McGinnis, Lochridge & Kilgore, L.L.P.
1300 Capitol Center
919 Congress Avenue
Austin, Texas 78701

OR96-1119

Dear Mr. Raup:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 100237.

Austin Independent School District (the "district") received a request for information concerning the district's response to a particular incident that involved the requestor's daughter. You submitted to this office two documents as responsive to the request. You have asked whether these documents are protected from disclosure pursuant to section 552.101 of the Government Code in conjunction with section 21.355 of the Education Code.

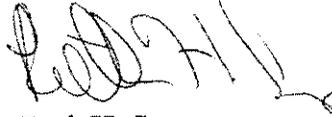
Section 552.101 provides an exception from disclosure for information considered to be confidential by law. Section 21.355 provides that documents evaluating a teacher's or administrator's performance are confidential. *See* Open Records Decision No. 643 (1996). After reviewing the documents at issue, we conclude that they are not protected from disclosure under section 21.355.¹

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue

¹We note that the requestor is a parent who is identified in one of the documents. We have marked information that should be redacted prior to release as it identifies another parent and student. *See* 20 U.S.C. § 1232g(b)(1); Gov't Code § § 552.026, .114.

under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read 'RHS', with a stylized flourish extending to the right.

Ruth H. Soucy
Assistant Attorney General
Open Records Division

RHS/ch

Ref.: ID# 100027

Enclosures: Marked documents