



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

July 31, 1996

Mr. Robert S. Johnson  
Chappell & McGartland, L.L.P.  
1800 City Center Tower II  
301 Commerce Street  
Fort Worth, Texas 76102-4118

OR96-1352

Dear Mr. Johnson:

On behalf of the Fort Worth Independent School District (the "district"), you ask this office to reconsider Open Records Letter Nos. 96-0655 (1996) and 96-1040 (1996). Your request for reconsideration was assigned ID# 100904.

In both Open Records Letter Nos. 96-0655 (1996) and 96-1040 (1996), we concluded that, because you failed to provide us with a copy or representative sample of the requested information as required by section 552.301(b) of the Government Code, this office could not render a decision under the Open Records Act, the requested information was presumed public under section 552.303(e), and that, in the absence of a demonstration that the information is confidential by law or that other compelling reasons exist as to why the information should not be made public, you must release the information..

Section 552.002(a)(1) of the Government Code specifically provides that all information "collected, assembled, or maintained" by a governmental body pursuant to a law or ordinance is public information unless the information comes within one of the Open Records Act's specific exceptions to disclosure listed in subchapter C of Government Code chapter 552. The district is a governmental body subject to the Open Records Act, *see* Gov't Code § 552.003(1)(A)(i), and, as such, must comply with the Open Records Act in responding to requests made under the act for public information. *See* Open Records Decision No. 645 (1996) at 8. There is no provision in V.T.C.S. article 6252-13c.1 (the "sex offender registration statute") that exempts a school district from complying with the Open Records Act.

We believe that Open Records Decision No. 645 (1996) specifically addresses the district's concerns and we decline to reconsider Open Records Letter Nos. 96-0655 (1996) and 96-1040 (1996). This office considers this matter closed and will not respond to any future requests for reconsideration from the district regarding the request for open records at issue in these rulings. If you have questions about this ruling, please contact our office.

Yours very truly,



Sandra L. Coaxum, CPA  
Chief, Open Records Division

SLC/RTR/rho

Ref.: ID# 100904

Enclosures: Submitted documents

cc: Ms. Kristin N. Sullivan  
Reporter  
Fort Worth Star-Telegram  
P.O. Box 1870  
Fort Worth, Texas 76101  
(w/o enclosures)