



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

November 4, 1996

Ms. Cynthia H. Carriger
Executive Director
Bee Community Action Agency
P.O. Box 1540
Beeville, Texas 78104-1540

OR96-2027

Dear Ms. Carriger:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 101545.

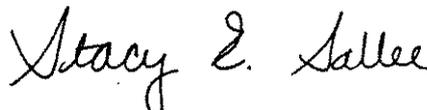
The Bee Community Action Agency (the "agency") received a request from one of the agency's board members for "the addresses of all houses being worked on under the W.A.P program in the past 8 months" and "a list of all drivers working for transportation, their time employed and the class of license under which they operate, all drivers including Balde Loya." You claim that the information responsive to the first part of the request is excepted from disclosure under section 552.101 of the Government Code.

Here, the requestor is a member of the board that administers the agency. This office has previously concluded that a member of a governmental body has an inherent right of access to records of that governmental body. Attorney General Opinion JM-119 (1983). In that same opinion, we concluded that release of information to a trustee of a community college district, acting in his official capacity, is not disclosure to the public, as he is a member of the board, which, at least constructively, maintains all records of the district. *Id.* Therefore, even assuming *arguendo* that the requested information is confidential under federal law, we believe that the release of this information to a board member is appropriate. Attorney General Opinion JM-1235 (information may be transferred from one individual to another within governmental body without losing its confidential status). Consequently, we need not reach the issue of whether the requested information is confidential by federal law.

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

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

Yours very truly,



Stacy E. Sallee
Assistant Attorney General
Open Records Division

SES/ch

Ref.: ID# 101545

Enclosures: Submitted documents

cc: Ms. Cipriano C. Perez
207 N. Jackson
Beeville, Texas 78102
(w/o enclosures)