



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

June 24, 1998

Ms. Susan M. Cory
General Counsel
Texas Workers' Compensation Commission
Southfield Building, MS-4D
4000 South IH 35
Austin, Texas 78704-7491

OR98-1526

Dear Ms. Cory:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 116175.

The Texas Worker's Compensation Commission (the "commission") received a request for information concerning claimants and impairment ratings given claimants.¹ The claim files at issue were submitted to this office for review. You assert that this information is made confidential under section 402.083 of the Labor Code, which provides:

- (a) Information in or derived from a claim file regarding an employee is confidential and may not be disclosed by the commission except as provided by this subtitle.
- (b) Information concerning an employee who has been finally adjudicated of wrongfully obtaining payment under section 415.008 is not confidential.

You state that the requestor is not one of the parties who must be provided this information under section 402.084. As you indicate that the responsive information is contained in the submitted claim files, we agree that the information at issue is confidential under section 402.083, and thus may not be disclosed.

¹We note the requestor asked for various categories of information. We assume that the only responsive information held by the commission consists of the submitted claim files.

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 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 'Ruth H. Soucy', written in a cursive style.

Ruth H. Soucy
Assistant Attorney General
Open Records Division

RHS/ch

Ref: ID# 116175

Enclosures: Submitted documents

cc: Mr. Herbert Friar, III
P.O. Box 926
Manchaca, Texas 78652
(w/o enclosures)