



July 13, 1999

Ms. Pamela Wolek
Assistant City Attorney
City of Amarillo
P.O. Box 1071
Amarillo, Texas 79105-1971

OR99-1937

Dear Ms. Wolek:

You ask whether certain information is subject to required public disclosure under the Texas Public Information Act, chapter 552 of the Government Code. Your request was assigned ID# 127452.

The Amarillo Public Library (the "library") received a request for "copies of any patron and staff complaints, internal memos, e-mail messages, or incident reports about patrons accessing pornographic or sexually explicit material on public Internet terminals." You seek to withhold the patrons' names under section 552.124 of the Government Code.

Section 552.124 makes confidential, with certain exceptions which are not applicable here, "[a] record of a library or library system, supported in whole or in part by public funds, that identifies or serves to identify a person who requested, obtained, or used a library material or service." In our opinion, section 552.124 requires withholding only the names, addresses, and other information specifically identifying library patrons. *See, e.g.,* Open Records Decision No. 649 at 3 (1996) (confidentiality provisions strictly construed). We have reviewed the information at issue. You must withhold the patrons' names from the submitted information. The remaining portions of the submitted information must be released.

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.

Sincerely,

A handwritten signature in black ink, appearing to read "Yen-Ha Le". The signature is written in a cursive style with a large initial "Y" and a distinct "L" at the end.

Yen-Ha Le
Assistant Attorney General
Open Records Division

YHL/eaf

Ref.: ID# 127452

Encl. Submitted documents

cc: Mr. David Burt
President
Filtering Facts
210 South State Street, #7
Lake Oswego, Oregon 97034
(w/o enclosures)