



Office of the Attorney General

State of Texas

May 27, 1992

DAN MORALES  
ATTORNEY GENERAL

Mr. Leonard W. Peck, Jr.  
Texas Department of Criminal Justice  
Institutional Division  
P. O. Box 99  
Huntsville, Texas 77342-0099

OR92-251

Dear Mr. Peck:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 14761.

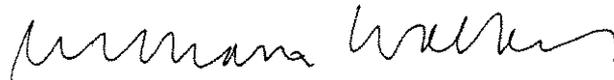
The Texas Department of Criminal Justice Institutional Division (the "department") has received a request for copies of an inmate's "judgements, and sentences, fingerprint cards, and photographs, as well as the remainder of this inmate's file." You advise us that the requestor subsequently limited his request for "the remainder of the inmate's file" to the inmate's central file and grievance files. You have made available to the requestor the inmate's judgements, sentences, fingerprint cards, and photographs. You claim that the remaining information, which comprises the inmate's "central file," is excepted from required public disclosure by sections 3(a)(1), 3(a)(7), 3(a)(8), and 3(a)(11) of the Open Records Act. You also contend that the "central file" is deemed "sensitive" under the *Stipulated Modification to the Ruiz Amended Decree*.

We assume that you are currently consulting with the *Ruiz* plaintiffs as to whether requested information is in fact "sensitive" under the *Stipulated Modification*. See Open Records Decision No. 560 (1990). In order to avoid holding this file open indefinitely, we will close the file on this matter until such time as you advise that a determination has been made that the information is not "sensitive" within the meaning of the *Stipulated Modification*. At that time we will consider the exception to required public disclosure under section 3(a) of the Open Records Act which you have asserted. We understand your need under the *Stipulated*

*Modification* to determine whether information is "sensitive" as well as your concern that your request for an open records decision be considered timely. This office will consider your request for a decision with respect to this matter to be timely under section 7.

In the event that further consideration of the exceptions under section 3(a) of the Open Records Act which you have asserted is required, or if you determine that the requested information is "sensitive," please notify this office and include a reference to ID# 14761.

Yours very truly,



William Walker  
Assistant Attorney General  
Opinion Committee

WW/GK/lmm

Ref.: ID# 14761  
ID# 15071  
ID# 15106  
ID# 15236  
ID# 15255

cc: Mr. Mark E. Hasse  
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