



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

September 15, 1998

Ms. Elizabeth Elam
Attorney for the City of Mansfield
Taylor, Olson, Adkins, Sralla & Elam, L.L.P.
500 Throckmorton Street
3400 Bank One Tower
Fort Worth, Texas 76102-3821

OR98-2191

Dear Ms. Elam:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 118183.

The City of Mansfield (the "city") received a request for various information relating to its municipal court judge, municipal court prosecutor, and police chief. You claim that to the extent that information relating to the employees' family members exists, it is excepted from disclosure under section 552.117 of the Government Code.¹

Section 552.117 of the Government Code provides that information may be withheld if it is

information that relates to the home address, home telephone number, social security number, or that reveals whether the following person has family members:

(1) a current or former official or employee of a governmental body, except as otherwise provided by Section 552.024;

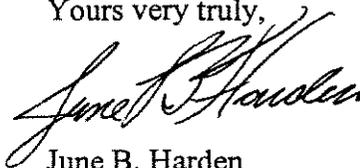
¹You have not submitted the remaining requested information. Therefore, we assume that this information has been released to the requestor.

(2) a peace officer as defined by Article 2.12, Code of Criminal Procedure, or a security officer commissioned under Section 51.212, Education Code.

You indicate that both the municipal court judge and municipal court prosecutor have elected under section 552.024 to withhold information relating to whether they have family members. You also explain that the city's police chief is a peace officer as defined by Article 2.12 of the Code of Criminal Procedure. Consequently, we agree that the information you seek to withhold is protected by section 552.117 and must not 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.

Yours very truly,



June B. Harden
Assistant Attorney General
Open Records Division

JBH/ch

Ref.: ID# 118183

cc: Mr. Wordy Thompson
1118 Appleton
Mansfield, Texas 76063