



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

February 17, 2009

Mr. Jerry M. Brown  
Assistant General Counsel  
Texas A&M University System  
200 Technology Way, Suite 2079  
College Station, Texas 77845-3424

OR2009-02012

Dear Mr. Brown:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 335055.

Texas A&M University (the "university") received a request for all forms filled out by candidates applying for a specified position as well as all documents and their summaries regarding equal opportunity data in relation to the specified position. You state that you will release some of the information to the requestor. You also state that you have redacted social security numbers pursuant to section 552.147 of the Government Code.<sup>1</sup> You further claim that a portion of the submitted information is excepted from disclosure under section 552.117 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

You assert that some of the submitted information is excepted from disclosure under section 552.117 of the Government Code. Section 552.117(a)(1) of the Government Code excepts from disclosure the current and former home addresses, telephone numbers, social security numbers, and family member information of current or former officials or employees of a governmental body who request that this information be kept confidential under section 552.024 of the Government Code. Gov't Code § 552.117(a)(1). Whether a particular piece of information is protected under section 552.117(a)(1) must be determined at the time

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<sup>1</sup>We note that section 552.147(b) of the Government Code authorizes a governmental body to redact a living person's social security number from public release without the necessity of requesting a decision from this office under the Act.

the request for it is made. *See* Open records Decision No. 530 at 5 (1989). You state that the employee at issue made a timely request in accordance with section 552.024 to keep their personal information confidential. Based on your representation, we find that the home address, telephone number, and family member information, which we have marked, is confidential under section 552.117 of the Government Code and must be withheld on that basis. However, some of the information that you have marked pertaining to veteran status does not constitute home addresses, telephone numbers, social security numbers, or family member information for the purpose of section 552.117 of the Government Code, and this information may not be withheld on that basis. As you raise no other exception to disclosure of this information, it must be released to the requestor.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at [http://www.oag.state.tx.us/open/index\\_orl.php](http://www.oag.state.tx.us/open/index_orl.php), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General at (512) 475-2497.

Sincerely,



Adam Leiber  
Assistant Attorney General  
Open Records Division

ACL/jb

Ref: ID# 335055

Enc. Submitted documents

c: Requestor  
(w/o enclosures)