



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 23, 2015

Ms. Ana Vieira Ayala
Office of the General Counsel
The University of Texas System
201 West Seventh Street
Austin, Texas 78701-2902

OR2015-24579

Dear Ms. Ayala:

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# 588196 (OGC# 164184).

The University of Texas System (the "system") received a request for information pertaining to the requestor. The system states it is redacting some information pursuant to the Family Educational Rights and Privacy Act ("FERPA"), section 1232g of title 20 of the United States Code.¹ The system states it has released some information to the requestor. The systems claims the remaining requested information is excepted from disclosure under section 552.107 of the Government Code. We have considered the exception you claim.

The system informs us the information it seeks to withhold was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2015-19168A (2015). In Open Records Letter No. 2015-19168A, we determined the system may withhold the information at issue under section 552.107(1) of the Government

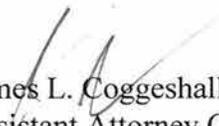
¹The United States Department of Education Family Policy Compliance Office (the "DOE") has informed this office FERPA does not permit state and local educational authorities to disclose to this office, without parental consent, unredacted, personally identifiable information contained in education records for the purpose of our review in the open records ruling process under the Act. The DOE has determined FERPA determinations must be made by the educational authority in possession of the education records. We have posted a copy of the letter from the DOE to this office on the Attorney General's website: <http://www.oag.state.tx.us/open/20060725usdoe.pdf>.

Code. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the system may continue to rely on Open Records Letter No. 2015-19168A as a previous determination and withhold the identical information in accordance with that ruling.²

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.texasattorneygeneral.gov/open/orl_ruling_info.shtml, 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



James L. Coggeshall
Assistant Attorney General
Open Records Division

JLC/sb

Ref: ID# 588196

c: Requestor

²As our ruling is dispositive, we do not address the system's argument to withhold this information.