



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

November 14, 2017

Mr. Zachariah T. Evans  
Counsel for the City of Wortham  
Akers & Akers, LLP  
13625 Pond Springs Road, Suite 204  
Austin, Texas 78729

OR2017-26001

Dear Mr. Evans:

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# 684727.

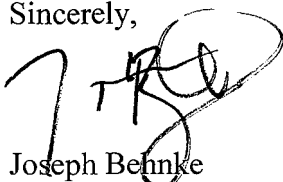
The City of Wortham (the "city") received a request for a named individual's personnel file. The city released information responsive to the request but made redactions pursuant to section 552.1175 of the Government Code. *See* Gov't Code § 552.1175(f). The requestor has asked this office to review the information and render a decision as to whether it is excepted from disclosure. *See id.* § 552.1175(g). The city also claims the information at issue is excepted from disclosure under section 552.117 of the Government Code. We have considered the city's position and reviewed the information.

Section 552.117(a)(2) of the Government Code excepts from public disclosure the home address, home telephone number, emergency contact information, and social security number of a peace officer, as well as information that reveals whether the peace officer has family members, regardless of whether the peace officer complies with sections 552.024 and 552.1175 of the Government Code. *See id.* § 552.117(a)(2). Section 552.117(a)(2) applies to peace officers as defined by article 2.12 of the Code of Criminal Procedure. You have marked information that consists of the personal information of a peace officer who is or was employed by the city and the information is held in an employment context. Accordingly, the city must withhold the information you have marked under section 552.117(a)(2) of the Government Code.

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](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,

A handwritten signature in black ink, appearing to read 'JTB', with a large, stylized flourish extending from the end of the signature.

Joseph Behnke  
Assistant Attorney General  
Open Records Division

JB/som

Ref: ID# 684727

Enc. Submitted documents

c: Requestor  
(w/o enclosures)