

October 7, 2016

Metra Police Department
 Attn: Records
 Via email: foia@metrarr.com

RE:	[REDACTED]
AKA:	[REDACTED]
SSN:	[REDACTED]
CHARGES:	Contributing to the Delinquency of a Minor; Criminal Trespass to State Land; Possess Cannabis
DATE:	5/18/2014
CASE #s:	

On behalf of the State Board for Educator Certification (SBEC), pursuant to Texas Education Code, §21.035, an investigation is being conducted by the Texas Education Agency (TEA; ORI-TX921310Z), Office of Investigations, Educator Certification and Standards, on the individual referenced above who has applied for or currently holds educator credentials. **Please provide copies of all offense, incident, and investigative reports, including witness statements, audio/photographs and confessions regarding [REDACTED]**

Texas Education Code §22.082, as amended by Senate Bill 9, 80th Texas Legislature, 2007, effective immediately, gives SBEC access to criminal history record information (CHRI) and all records contained in any closed investigation file maintained by any law enforcement or criminal justice agency related to an applicant for or holder of a Texas Educator Certificate. Further, Texas Family Code §261.308 and §261.406, as amended by Senate Bill 9, authorize SBEC and TEA access even to investigations of child abuse or neglect otherwise made confidential by Texas Family Code §261.201.

Additionally, §411.090 and §411.0901 of the Government Code specifically provide a right of access for SBEC and TEA to obtain any criminal history information maintained by the Department of Public Safety (DPS) regarding an applicant for or holder of a Texas Educator Certificate. Furthermore, pursuant to §411.087 of the Government Code, any agency which is entitled to obtain CHRI from DPS is also authorized to obtain such information from the FBI and from any other criminal justice agency in this state.

The Texas Attorney General has consistently ruled that law enforcement or criminal justice agencies must provide all such requested information to SBEC because it has been authorized by statute to collect such information. See letter rulings numbered, OR2002-1730, OR2001-4040, OR2001-3966, OR2001-3283 and OR2001-2051.

Please be advised that SBEC and TEA will treat any documents received pursuant to this request as a statutorily authorized interagency transfer of information, and will maintain its confidential nature while in the Agency's custody.

In accordance with law, please provide the information requested above to the Texas Education Agency to the following address or email:

*Texas Education Agency
Deborah Tramel Owen
Investigator
Office of Investigations
Educator Certification and Standards
1701 North Congress Avenue
Austin, Texas 78701-1494*

If you have any questions, please contact me at 512-463-3903 or by fax 512-936-8404.

Sincerely,



Deborah Tramel Owen
Investigator
Email: Deborah.owen@tea.texas.gov
Texas Education Agency
Office of Investigations
Educator Leadership and Quality