
From: Dianna Pharr
Sent: Friday, September 29, 2006 10:59 AM
To: 'OpenRecords OpenRecords'
Cc: 'nwellman@eanes.k12.tx.us'; 'trustees@eanes.k12.tx.us'
Subject: FW: TPIA Request 1392 - Superintendent information

September 29, 2006

Ms. Gonzalez,

As we discussed, I have tried since [April 2006](#) to obtain information on [Nola Wellman](#) including but not limited to her new salary, benefits, and contract.

I requested again on [August 25, 2006](#).

I requested again on [September 6, 2006](#).

To date, I have not received responsive documents

I understand that you will call me at home during the next hour to arrange to fax the responsive documents.

Thank you,

Dianna Pharr

From: Dianna Pharr
Sent: Monday, September 18, 2006 8:08 PM
To: 'OpenRecords OpenRecords'
Subject: RE: TPIA Request 1392 - Superintendent information

Dear Bernadette,

I agree that the district may exempt bank account numbers and social security numbers.

Those are mandatory exceptions. Are any of the others "mandatory" exceptions? If so, please cite the TPIA exception when requesting my agreement.

Thank you,

Dianna Pharr

-----Original Message-----

From: OpenRecords OpenRecords [mailto:OpenRecords@eanes.k12.tx.us]
Sent: Monday, September 18, 2006 2:38 PM

To: Dianna Pharr
Subject: TPIA Request 1392 - Superintendent information

In connection with the captioned TPIA request, social security numbers will be redacted. I also propose to redact the following types of information, with your agreement:

1. Bank account number(s)
2. Birth date
3. GPA & Credit Points
4. Grades on Transcripts
5. Emergency Notification names and phone numbers
6. Medical information (contacts and physical history/exams, including medications)
7. Evaluations

Thank you for your prompt response.

A decision to request an opinion from the AG must be made shortly.

What is not implicated by a potential request to the AG will be provided to you promptly.

Bernadette Gonzalez
Coordinator, Records & Legal Services

>>> "Dianna Pharr" 9/6/2006 4:58 PM >>>

September 6, 2006

Please allow me to observe any and all documents that show or reflect information related to the employment (including but not limited to application for employment) of Eanes ISD Superintendent Nola Wellman. Please include the time period from June 03 - present.

Responsive documents include but are not limited to:

*** Any and all information in Nola Wellman's personnel file.**

Please query anyone who may have care, custody and/or control of this Information including but not limited to Human Resources and/or Ruth Bibb and/or Susan Pulis and/or the EISD board and/or legal representatives and/or Nola Wellman.

- * Evaluations by the board
- * Employment application and/or any information related to the interview/application process.
- * Letter(s) of reference and/or recommendation
- * Contract(s) and/or agreements with Eanes ISD
- * Salary information
- * Any and all expense reports and/or reimbursement
- * Reimbursement and/or benefits of any kind (e.g. cell phone, health club, insurance, car allowance, travel allowance, meals, professional membership, retirement.)

In Open Records Decision No. 643, the OAG determined that the word "teacher" for purposes of section 21.355 means a person who (1) is required to and does in fact hold a teaching certificate under subchapter B of chapter 21 of the Education Code or a school district teaching permit under section 21.055 and (2) is engaged in the process of teaching, as that term is commonly defined, at the time of the evaluation. See *id.* at 4. The OAG also concluded that the word "administrator" in section 21.355 means a person who is required to and does in fact hold an administrator's certificate under subchapter B of chapter 21 of the Education Code and is performing the functions of an administrator, as that term is commonly defined, at the time of the evaluation. *Id.* Therefore, Nola Wellman's job performance evaluations are not confidential and are public information because Nola Wellman does not in fact "hold an administrator's certificate under subchapter B of Chapter 21 of the Education Code. Further, she is not "engaged in the process of teaching" and apparently does not hold a valid teaching permit (see attached SBEC document).

Eanes ISD has my permission to redact Nola Wellman's social security number. If the district wishes to redact additional information that is confidential by law, please contact me so that we can work together to avoid the necessity and delay of an OAG opinion.

Thank you,

Texas Educator Certificate

This certifies that

Nola H Wellman

*has fulfilled requirements of state law and regulations of the
State Board for Educator Certification
and is hereby authorized to perform duties as designated below:*

PROVISIONAL

| Description | Effective Date | Expiration Date | Status |
|--|-----------------------|------------------------|----------------|
| Secondary English Language Arts Composite Grades (6-12) | 08/21/1976 | Life* | <u>Invalid</u> |

ONE-YEAR

| Description | Effective Date | Expiration Date | Status |
|--------------------------------------|-----------------------|------------------------|----------------|
| Principal Grades (EC-12) | 01/13/2004 | 01/13/2005 | <u>Expired</u> |
| Superintendent Grades (EC-12) | 01/13/2004 | 01/13/2005 | <u>Expired</u> |
| Reading Specialist Grades (PK-12) | 01/13/2004 | 01/13/2005 | <u>Expired</u> |

| | | | |
|---|------------|------------|-------------------------|
| English Language Arts and Reading Grades (4-8) | 01/13/2004 | 01/13/2005 | Expired |
|---|------------|------------|-------------------------|

| | | | |
|--|------------|------------|-------------------------|
| English Language Arts and Reading Grades (8-12) | 01/13/2004 | 01/13/2005 | Expired |
|--|------------|------------|-------------------------|

*Certificate must be revalidated by successful completion of the appropriate examination.
THIS CERTIFICATE IS INVALID FOR EMPLOYMENT IN TEXAS PUBLIC SCHOOLS.

Top of Form
Official Record of Certification
Wednesday, September 06, 2006

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