

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by)
New Fairfield Board of Finance,) Report of Hearing Officer
Complainant)
) Docket #FIC76-224
against)
) January 12, 1977
Town of New Fairfield and Board)
of Education of the Town of)
New Fairfield, Respondents)

The above captioned matter was heard as a contested case on January 6, 1977, at which time the complainant and the respondents appeared, stipulated to certain facts, and presented exhibits and argument on the complaint.

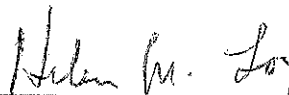
After consideration of the entire record, the following facts are found:

1. The respondents are public agencies as defined by §1-18a(a), General Statutes.
2. On December 8, 1976, the complainant requested from the respondent board the names and salaries of the teachers, administrators, and other employees of the respondent board.
3. Having failed to receive a response within four business days, the complainants filed the present appeal with this Commission on December 17, 1976.
4. The information requested is maintained and kept in the files of the respondent board, which files are public records within the meaning of §1-18a(a), General Statutes.
5. The respondent board contends that it is not required to disclose the requested information under §1-19(b)(1), General Statutes, on the ground that it is contained in personnel and similar files the disclosure of which would constitute an invasion of privacy.
6. The respondent board further contends that the requested information is not required to be disclosed under §1-19(b)(8), General Statutes, on the ground that it constitutes records, reports and statements of strategy or negotiations with respect to collective bargaining.
7. There was no evidence in these proceedings that the requested information is contained in personnel and similar files.

8. It is found that the requested information does not constitute records, reports and statements of strategy or negotiations with respect to collective bargaining within the meaning of §1-19(b)(8), General Statutes.

The following order by the Commission is hereby recommended on the basis of the record concerning the above captioned complaint:

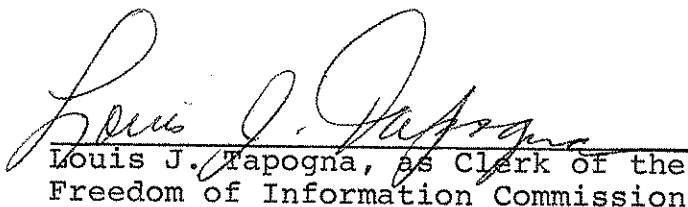
1. The respondent board shall forthwith provide to the complainant a statement of the names and the amount of salaries of its teachers, administrators, and all other employees, as requested.
2. Henceforth the respondent board shall comply in all respects to the time requirements of §1-21i(a), General Statutes, by making any denial of the right to copy or inspect records to the person requesting such right, in writing, within 4 business days of such request.
3. This decision is limited by the application of P.A. 75-342. Therefore, a greater degree of disclosure may be prescribed by local law.



Commissioner Helen Loy

as Hearing Officer

Approved by order of the Freedom of Information Commission
on January 26, 1977.



Louis J. Papogna, as Clerk of the
Freedom of Information Commission