20-ORD-130

August 20, 2020

In re: Keith M. Owens/Northpoint Training Center

Summary: Northpoint Training Center ("Center") did not violate
the Open Records Act ("Act") in denying an inmate's request for a
specified policy because it did not contain a specific reference to him.

Open Records Decision

Appellant requested from the Center a copy of the Center's policies and
procedures regarding the calculation of "time credit" for inmates serving their
sentences. However, the Center denied Appellant's request under KRS 197.025(2)
because the requested policy did not contain a specific reference to Appellant.

KRS 197.025(2) authorized the Center to deny the request. The Center is not
"required to comply with a request for any record from any inmate . . . unless the
request is for a record which contains a specific reference to that individual." KRS
197.025(2). The policy Appellant requested is a generally applicable policy that
does not refer to any specific inmate. Accordingly, the Center did not violate the
Act in denying the request.[1]

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[1]   The Center also stated on appeal that it did not realize initially that Appellant had
requested a previous version, or "historical version," of the policy. The Center stated that upon
realizing that Appellant sought an older version of the policy, it determined that it did not possess
a copy of the older policy.

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Either party may appeal this decision may appeal by initiating action in the appropriate circuit court per KRS 61.880(5) and KRS 61.882. Pursuant to KRS 61.880(3), the Attorney General shall be notified of any action in circuit court, but shall not be named as a party in that action or in any subsequent proceeding.

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