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August 29, 1994

John S. Ransom
Ransom, Blackman & Weil
1001 SW Fifth Ave., Suite 1400
Portland, OR 97204-1130

Re: *Request for Public Records Disclosure Order*
Central Oregon Intergovernmental Council

Dear Mr. Ransom:

This letter is the Attorney General's order on your petition for disclosure of records under the Oregon Public Records Law. We respectfully must deny your petition.

Your petition, which we received on August 19, 1994, asks the Attorney General to direct the Central Oregon Intergovernmental Council and its employees to make available certain records in its possession. Under the Public Records Law, the Attorney General has authority to issue a public records order only to " . . . any person denied the right to inspect or to receive a copy of any public records of a state agency . . . ." (Emphasis supplied.) ORS 192.450(1). The Central Oregon Intergovernmental Council is not a state agency. Therefore, under the Public Records Law, it is the Deschutes County District Attorney, not the Attorney General, who has the authority to review the denial of your request for the information in question.

Should the district attorney deny your petition, your recourse is then to file a lawsuit in Deschutes County.

Sincerely,

Elizabeth S. Harchenko

ELIZABETH S. HARCHENKO
Special Counsel to the Attorney General

ESH:AV:jpl/JAA0028E.W51
cc: The Honorable Michael Dugan
Deschutes County District Attorney (w/encl)