

## **REQUEST FOR REDACTION OF FCERA MEMBER'S NAME FROM FCERA'S CALIFORNIA PUBLIC RECORDS ACT RESPONSES**

The names and amounts of retirement allowances paid to FCERA members are generally public information under the California Public Records Act (CPRA). FCERA has received and likely will continue to receive Public Records Act requests seeking lists of FCERA members with the public data related to those members, such as the amount of monthly allowances and the information used to calculate those amounts. FCERA regularly discloses this type of information when it is requested.

Although the above type of information generally is public information, the CPRA allows for the withholding of otherwise public information in cases where "on the facts of the particular case the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record." See Government Code § 6255.

To protect the privacy of members whose personal safety may be compromised if the member's employer, job title or status as an FCERA member is identified in response to requests under the CPRA, FCERA has developed a process that allows members to request redaction of their names from lists FCERA may be required to provide in response to such requests.

If a request is granted, FCERA will redact the member's name from the lists that it produces in response to CPRA requests through the calendar year in which the redaction request is granted. Please note, however, that a party seeking information under the CPRA may seek a court order to compel the release of the redacted information, and if a court so orders, FCERA will be required to disclose the information. FCERA will notify members prior to such disclosure.

Members desiring redaction of their names must submit a request form with supporting documentation. The form may be submitted by members at any time during their membership. Please note that ordinary personal privacy interests do not justify withholding the public information in FCERA's possession. Rather, withholding otherwise public information must be based on extraordinary circumstances. At this time, FCERA is authorized to grant requests only under the following circumstances: (1) members who are currently approved participants in the California Secretary of State's Safe At Home Program, which is designed to protect victims of domestic violence, stalking, and sexual assault, (2) members who have a restraining order or a protective order in effect and the person named in the order is not aware of the name of the member's employer and/or FCERA membership status, (3) members who work as undercover officers and conceal their identities during the course of investigations, or (4) members who have sought or have been granted political asylum.

Approved redaction requests will be effective through the calendar year in which the request is granted. New forms must be completed for subsequent calendar years, in order for FCERA to continue redacting members' names from its CPRA responses.

The forms and accompanying materials submitted as part of this process will be kept confidential, but it is possible that FCERA will be required to produce the forms and accompanying information by court order.

**FRESNO COUNTY EMPLOYEES' RETIREMENT ASSOCIATION  
REQUEST FOR REDACTION OF MEMBER INFORMATION IN RESPONSE TO  
INFORMATION REQUESTS UNDER THE CALIFORNIA PUBLIC RECORDS ACT**

Name (print): \_\_\_\_\_

Email: \_\_\_\_\_

Work Phone: \_\_\_\_\_

Employee ID/ SSN: \_\_\_\_\_

Employed by (Select one): Courts

County

Fresno Madera Area Agency on Aging

Fresno Mosquito Abatement

Clovis Veterans Memorial District

Other \_\_\_\_\_

Members desiring redaction of their name from lists made public by FCERA must submit this request form. To be eligible for having your name redacted from FCERA's responses to information requests under the California Public Records Act, you must be able to answer "Yes" to at least one of the questions below AND provide supporting documentation.

1. Do you have a current Restraining or Protective Order (Temporary or Permanent) in effect and you do not want the person named in the Order to be aware of the name of your employer? If yes, please provide the effective date and a copy of the Restraining or Protective Order with your request.

Yes      No      If Yes, effective date: \_\_\_\_\_

2. Do you currently participate in the California Safe At Home Program? If Yes, please provide verification with your request for redaction.

Yes      No

3. Do you currently work as an undercover officer and conceal your identity during the course of your investigations? If yes, please provide verification from your department head.

Yes      No

4. Have you sought or been granted political asylum? If yes, please provide verification with your request for redaction.

Yes      No

I declare under penalty of perjury that the forgoing is true and correct.

**Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

Please submit your completed request along with any supporting documentation to:

FCERA  
Attn: Assistant Retirement Administrator  
1111 H St  
Fresno CA 93721

You may also fax to (559) 457-0318 or send via Stop Mail to Stop #40

Your request will be reviewed and you will be notified of the determination. Failure to submit a completed request with supporting documentation will result in your name being disclosed publicly in lists of FCERA members. You must submit a new form before the beginning of each calendar year.