



COMMONWEALTH OF KENTUCKY OFFICE OF THE ATTORNEY GENERAL

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25-ORD-287

September 30, 2025

In re: James Harrison/Three Forks Regional Jail

Summary: The Office cannot find that the Three Fork Regional Jail (“the Jail”) violated the Open Records Act (“the Act”) because the Office cannot resolve the factual dispute between the parties concerning receipt of a request for records.

Open Records Decision

On August 13, 2025, inmate James Harrison (“the Appellant”) allegedly submitted a request to the Jail for certain records relating to its policies and procedures, the Appellant’s disciplinary records, and the Appellant’s medical treatment. Having received no response by September 25, 2025, the Appellant initiated this appeal.

Under KRS 61.880(1) and KRS 197.025(7), a correctional facility must respond within five business days after receipt of a request for records. Here, the Appellant claims the Jail failed to timely respond to his request. However, the Jail states it did not receive the request before receiving notice of this appeal on September 25, 2025. Because the Office cannot adjudicate disputed issues of fact, such as whether an agency received a request to inspect records, the Office cannot find that the Jail failed to respond in a timely manner. *See, e.g.*, 22-ORD-010. Accordingly, the Office cannot find that the Jail violated the Act.

A party aggrieved by this decision may appeal it by initiating an action in the appropriate circuit court under KRS 61.880(5) and KRS 61.882 within 30 days from the date of this decision. Under 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 proceedings. The Attorney General will accept notice of the complaint emailed to OAGAppeals@ky.gov.

Russell Coleman
Attorney General

/s/ Zachary M. Zimmerer
Zachary M. Zimmerer
Assistant Attorney General

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Distributed to:

James Harrison #095435

Major Keith Combs, Three Forks Regional Jail