



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

April 16, 2010

Ms. Kathleen Quiroz  
Oppenheimer Blend Harrison & Tate, Inc.  
711 Navarro, Sixth Floor  
San Antonio, Texas 78205

OR2010-05415

Dear Ms. Quiroz:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 376135.

Winning for Women: A Political Action Committee for the Government Affairs Council at Planned Parenthood of San Antonio and South Central Texas ("Winning for Women"), which you represent, received a request for correspondence with the Texas Ethics Commission. You assert that Winning for Women is not a governmental body subject to the Act. In the alternative, you claim that the requested information is excepted from disclosure under section 552.101 of the Government Code. We have considered your arguments.

The Act applies to "governmental bodies" as that term is defined in section 552.003(1)(A) of the Government Code. You assert Winning for Women is not a governmental body, and, therefore, its records are not subject to the Act. Under the Act, the term "governmental body" includes several enumerated types of entities and "the part, section, or portion of an organization, corporation, commission, committee, institution, or agency that spends or that is supported in whole or in part by public funds[.]" Gov't Code § 552.003(1)(A)(xii). The phrase "public funds" means funds of the state or of a governmental subdivision of the state. *Id.* § 552.003(5). You state, and have provided an affidavit from Winning for Women's campaign treasurer asserting, Winning for Women does not receive any public funds. Based on this representation and our review, we find Winning for Women is not a governmental body under section 552.003(1)(A)(xii) of the Government Code and Winning for Women need not respond to the present request for information.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at [http://www.oag.state.tx.us/open/index\\_ori.php](http://www.oag.state.tx.us/open/index_ori.php), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General, toll free at (888) 672-6787.

Sincerely,



Tamara H. Holland  
Assistant Attorney General  
Open Records Division

THH/jb

Ref: ID# 376135

c: Requestor