



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

April 24, 2015

Mr. Gary Grief  
Executive Director  
Texas Lottery Commission  
P.O. Box 16630  
Austin, Texas 78761-6630

OR2015-07930

Dear Mr. Grief:

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# 565009 (TLC File #L-19718).

The Texas Lottery Commission (the "commission") received a request for licensing or sponsorship agreements between the commission and three named entities. The commission states it has provided some of the requested information to the requestor, but claims some of the submitted information is excepted from disclosure under section 552.101 of the Government Code.<sup>1</sup> We have considered the claimed exception and reviewed the submitted information.

Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. This section encompasses section 466.022(b) of the Government Code, which provides, in part, the following information is confidential and exempt from disclosure

(1) security plans and procedures of the commission designed to ensure the integrity and security of the operation of the lottery;

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<sup>1</sup>Although the commission also raises section 552.111 of the Government Code, it has not submitted arguments explaining how this exception applies to the submitted information. Therefore, we presume the commission no longer asserts this exception. *See* Gov't Code §§ 552.301, .302.

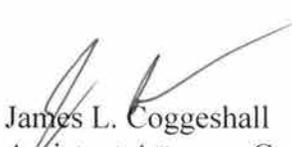
(2) information of a nature that is designed to ensure the integrity and security of the selection of winning tickets or numbers in the lottery, other than information describing the general procedures for selecting winning tickets or numbers[.]

*Id.* § 466.022(b)(1)-(2). The commission states the information it seeks to withhold contains “security plans and procedures, including design and placement of security measures placed on scratch tickets and specific procedures relating to computer gaming system files[.]” It explains release of this information “could compromise the integrity and security of the lottery and the ability to provide a fair chance for a player to claim a prize.” Upon review, we conclude the commission must withhold the information it has marked under section 552.101 of the Government Code in conjunction with section 466.022(b) of the Government Code. The commission must release the remaining 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.texasattorneygeneral.gov/open/orl\\_ruling\\_info.shtml](http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml), 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



James L. Coggeshall  
Assistant Attorney General  
Open Records Division

JLC/cbz

Ref: ID# 565009

Enc. Submitted documents

c: Requestor  
(w/o enclosures)