



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 28, 2015

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

OR2015-08171

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# 563688 (TLC File No. L-19671).

The Texas Lottery Commission (the "commission") received a request for a specified contract and information pertaining to a specified request for proposals, namely, the bid tabulation and winning proposal. You state the commission has released some responsive information to the requestor. You claim the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

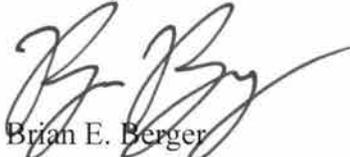
Section 552.101 of the Government Code excepts from public disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. This section encompasses information protected by other statutes, such as section 466.022(b) of the Government Code, which provides "security plans and procedures of the commission designed to ensure the integrity and security of the operation of the lottery" are confidential and exempt from disclosure. *Id.* § 466.022(b)(1). You state the submitted information includes "detailed security plans [and] technical information about physical security infrastructure" that, if released, "could increase vulnerability of the critical infrastructure, including high security critical business areas, and compromise the integrity and security of the lottery." Based on you representations, we find the commission must

withhold the submitted information under section 552.101 of the Government Code in conjunction with section 466.022(b) of the Government Code.¹

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, 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,



Brian E. Berger
Assistant Attorney General
Open Records Division

BB/akg

Ref: ID# 563688

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹As our ruling is dispositive, we do not address your other argument to withhold this information.