



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

August 18, 2015

Mr. Richard A. McCracken
Assistant City Attorney
City of Fort Worth
Office of the City Attorney
1000 Throckmorton Street, Third Floor
Fort Worth, Texas 76102-6311

OR2015-17121

Dear Mr. McCracken:

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# 576120.

The City of Fort Worth (the "city") received a request for information regarding unclaimed, undeliverable, overdue, and outstanding funds or obligations greater than \$1,000 held in accounts by the city, including three specified categories of information. You state the city has released most of the requested information to the requestor. You claim some of the submitted information is excepted from disclosure under section 552.136 of the Government Code.¹ We have considered the exception you claim and reviewed the submitted information.

Section 552.136 of the Government Code provides, "[n]otwithstanding any other provision of [the Act], a credit card, debit card, charge card, or access device number that is collected, assembled, or maintained by or for a governmental body is confidential." Gov't Code § 552.136(b); *see id.* § 552.136(a) (defining "access device"). Upon review, we find the city must withhold the water utility account numbers you have marked under section 552.136 of

¹Although you raise section 552.101 of the Government Code in conjunction with section 552.136 of the Government Code, we note section 552.101 does not encompass other exceptions in the Act. *See* Open Records Decision Nos. 676 at 1-2 (2002), 575 at 2 (1990).

the Government Code. As you raise no other exceptions to disclosure, the city 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, 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,

A handwritten signature in black ink, appearing to read "Kristi L. Godden".

Kristi L. Godden
Assistant Attorney General
Open Records Division

KLK/cz

Ref: ID# 576120

Enc. Submitted documents

c: Requestor
(w/o enclosures)