KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 8, 2016

Mr. Zachary Brown
Assistant General Counsel
Office of the General Counsel
Texas Department of Criminal Justice
P.O. Box 4004
Huntsville, Texas 77342-4004

OR2016-02942

Dear Mr. Brown:

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# 597621.

The Texas Department of Criminal Justice (the "department") received a request for all records pertaining to a named inmate. The department states it has released some information. The department claims the submitted information is excepted from disclosure under section 552.134 of the Government Code. We have considered the exception the department claims and reviewed the submitted information.

Section 552.134(a) of the Government Code relates to inmates and former inmates of the department and provides:

> Except as provided by Subsection (b) or by Section 552.029 [of the Government Code], information obtained or maintained by the [department] is excepted from [required public disclosure] if it is information about an inmate who is confined in a facility operated by or under a contract with the department.

Gov't Code § 552.134(a). The department states the submitted information pertains to an inmate confined in a facility operated by the department. The department further states

section 552.029 does not apply to the submitted information. Upon review, we agree the submitted information is subject to section 552.134 of the Government Code. Accordingly, the department must withhold the submitted information under section 552.134 of the Government Code.

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,

Rahat Huq
Assistant Attorney General
Open Records Division

RSH/som

Ref: ID# 597621

Enc. Submitted documents

c: Requestor
(w/o enclosures)