



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

February 6, 2019

Mr. Justin S. Light  
Counsel for the Tarrant Regional Water District  
Pope, Hardwicke, Christie, Schell, Kelly & Taplett, L.L.P.  
500 West 7th Street, Suite 600  
Fort Worth, Texas 76102

OR2019-03467

Dear Mr. Light:

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# 749043 (PIR# 18.159).

The Tarrant Regional Water District (the "district"), which you represent, received two requests from the same requestor for visitor and reservation logs for a specified cabin and annual operating records for the same cabin for a certain time period. You state the district has released some of the requested information. You also state the district has redacted information protected by section 552.117(a)(1) of the Government Code pursuant to section 552.024(c)(2) of the Government Code.<sup>1</sup> You argue some of the submitted information is not subject to the Act pursuant to section 11.030 of the Texas Parks and Wildlife Code. We have considered your argument and reviewed the submitted information.

You assert the information you marked is not subject to the Act pursuant to section 11.030 of the Texas Parks and Wildlife Code. Section 11.030 provides, in relevant part, the following:

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<sup>1</sup>Section 552.024(c)(2) of the Government Code authorizes a governmental body to redact information protected by section 552.117(a)(1) of the Government Code without the necessity of requesting a decision under the Act if the current or former employee or official to whom the information pertains timely chooses not to allow public access to the information. *See* Gov't Code § 552.024(c)(2).

(a) The name and address and a telephone, social security, driver's license, bank account, credit card, or charge card number of a person who purchases customer products, licenses, or services from the [Texas Parks and Wildlife Department (the "department")] may not be disclosed except as authorized under this section or Section 12.0251.

(b) [The Act], does not apply to customer information described by Subsection (a).

(c) The [Parks and Wildlife C]ommission by rule shall adopt policies relating to:

(1) the release of the customer information;[and]

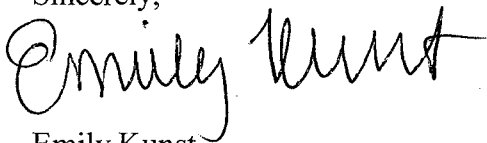
(2) the use of the customer information by the department[.]

Parks & Wild. Code § 11.030(a), (b), (c)(1)-(2). Although you assert the information you indicated is subject to section 11.030, we find you have failed to demonstrate the information at issue consists of customer information for purposes of section 11.030. Thus, we find the information at issue is subject to the Act and must be released unless the information is confidential under law or an exception in subchapter C of the Act applies. As you raise no further arguments to disclosure, the district must release the submitted 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,



Emily Kunst  
Assistant Attorney General  
Open Records Division

EK/mo

Ref: ID# 749043

Enc. Submitted documents

c: Requestor  
(w/o enclosures)