



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 22, 2019

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

OR2019-05123

Dear Mr. Sfeir:

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# 751542 (ORR# ZT0190).

The Texas Department of Criminal Justice (the "department") received a request for disciplinary information of a named employee. The department claims some of the submitted information is excepted from disclosure under sections 552.117 and 552.136 of the Government Code. We have considered the claimed exception and reviewed the submitted information.

Section 552.117(a)(3) of the Government Code excepts from public disclosure the home address and telephone number, social security number, emergency contact information, and family member information of current or former employees of the department or any division of the department, regardless of whether the current or former employee complies with section 552.1175 of the Government Code. Gov't Code § 552.117(a)(3). Accordingly, the department must withhold the information it has marked under section 552.117(a)(3) of the Government Code.

Section 552.136 of the Government Code states, "[n]otwithstanding any other provision of this chapter, 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." *Id.* § 552.136(b);

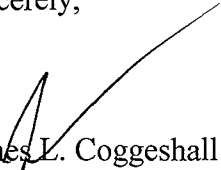
see also id. § 552.136(a) (defining “access device”). The department explains the submitted employee identification numbers are used to access government accounts and criminal databases. Based on this representation, we agree the department must withhold the submitted employee identification numbers under section 552.136 of the Government Code.

In summary, the department must withhold the information it has marked under section 552.117(a)(3) of the Government Code. The department must withhold the submitted employee identification numbers under section 552.136 of the Government Code. The department 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,



James L. Coggeshall
Assistant Attorney General
Open Records Division

JLC/gw

Ref: ID# 751542

Enc. Submitted documents

c: Requestor
(w/o enclosures)