



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

August 2, 2017

Ms. Jennifer Burnett
Senior Attorney & Public Information Coordinator
The University of Texas System
210 West Seventh Street
Austin, Texas 78701

OR2019-08847

Dear Ms. Burnett:

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# 765630 (OGC# 189247).

The University of Texas Medical Branch at Galveston (the "university") received a request for information pertaining to a specified program. You state you will withhold certain information pursuant to Open Records Letter No. 2016-13184A (2016).¹ You claim the submitted information is excepted from disclosure under sections 552.101 and 552.134 of the Government Code. We have considered the exceptions you claim and reviewed the submitted representative sample of information.²

¹Open Records Letter No. 2016-13184A is a previous determination authorizing the University of Texas System and its institutions to withhold individuals' protected health information under section 181.006 of the Health and Safety Code.

²We assume the "representative sample" of records submitted to this office is truly representative of the requested records as a whole. *See* Open Records Decision Nos. 499 (1988), 497 (1988). This open records letter does not reach, and therefore does not authorize the withholding of, any other requested records to the extent those records contain substantially different types of information than that submitted to this office.

Section 552.134 of the Government Code provides, in relevant part:

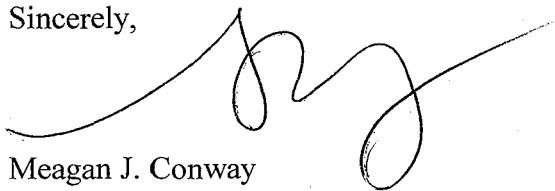
(a) Except as provided by Subsection (b) or by Section 552.029, information obtained or maintained by the Texas Department of Criminal Justice is excepted from the requirements of Section 552.021 if it is information about an inmate who is confined in a facility operated by or under a contract with the department.

Gov't Code § 552.134(a). You state, pursuant to the Correctional Managed Health Care Committee Contract, the university is responsible for providing mental and medical health care services for inmates on a statewide basis and maintains all of the submitted information for the Texas Department of Criminal Justice (the "department"). Based on these representations and our review, we find the submitted information consists of information about inmates maintained by the university on behalf of the department. Therefore, the university must withhold the submitted information under section 552.134 of the Government Code.³

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,



Meagan J. Conway
Assistant Attorney General
Open Records Division

MC/mo

³As our ruling is dispositive, we need not address your remaining arguments against disclosure of this information.

Ref: ID# 765630

Enc. Submitted documents

c: Requestor
(w/o enclosures)