



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

July 10, 2019

Mr. Michael Hall  
County Attorney  
Fisher County  
P.O. Box 176  
Roby, Texas 79543

OR2019-18588

Dear Mr. Hall:

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# 774247.

The Fisher County Sheriff's Office (the "sheriff's office") received a request for a Department of Public Safety report relating to a specified incident. The sheriff's office claims the submitted information is excepted from disclosure under section 552.139 of the Government Code. We have considered the exception the sheriff's office claims and reviewed the submitted information.

Section 552.139 of the Government Code provides, in relevant part:

(b) The following information is confidential:

(1) a computer network vulnerability report;

(2) any other assessment of the extent to which data processing operations, a computer, a computer program, network, system, or system interface, or software of a governmental body or of a contractor of a governmental body is vulnerable to unauthorized access or harm, including an assessment of the extent to which the governmental body's or contractor's electronically stored information containing sensitive or critical information is vulnerable to alteration, damage, erasure, or inappropriate use; [and]

...

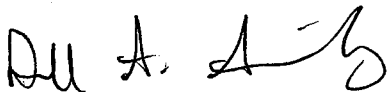
(4) information directly arising from a governmental body's routine efforts to prevent, detect, investigate, or mitigate a computer security incident, including information contained in or derived from an information security log.

Gov't Code § 552.139(b)(1)-(2), (4). The sheriff's office indicates the submitted information relates to "computer network security, a computer network vulnerability report, an assessment of the vulnerability of a computer system or network to unauthorized use or harm, and information directly arising from [its] routine efforts to prevent, detect, investigate, or mitigate a computer security incident." Based upon the sheriff's office's representations and our review, we find the submitted information is subject to section 552.139(b) of the Government Code, and the sheriff's office must withhold it on that basis.

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,



Gerald A. Arismendez  
Assistant Attorney General  
Open Records Division

GAA/be

Ref: ID# 774247

Enc. Submitted documents

c: Requestor  
(w/o enclosures)