



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

July 22, 2019

Ms. Deanne Rienstra
Special Counsel
Texas Lottery Commission
P.O. Box 16630
Austin, Texas 78761-6630

OR2019-19856

Dear Ms. Rienstra:

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# 776413 (ORR# L-25307).

The Texas Lottery Commission (the "commission") received a request for risk assessment reports related to three specified time periods. The commission claims the submitted information is excepted from disclosure under sections 552.101 and 552.139 of the Government Code. We have considered the exceptions the commission claims and reviewed the submitted information.

Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. This section encompasses information protected by section 466.022(b) of the Government Code, which provides, in part, the following information is confidential and exempt from disclosure:

- (1) security plans and procedures of the commission designed to ensure the integrity and security of the operation of the lottery; [and]
- (2) information of a nature that is designed to ensure the integrity and security of the selection of winning tickets or numbers in the lottery, other than

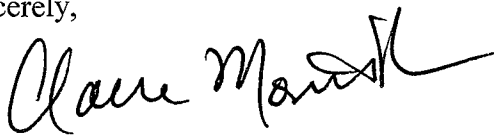
information describing the general procedures for selecting winning tickets or numbers[.]

Gov't Code § 466.022(b)(1)–(2). The commission asserts the submitted information consists of security reports, the release of which would compromise the integrity and security of the lottery. The commission explains the reports contain specific information about computer security, systems security, lottery premises and warehouse security, and other aspects of lottery security. Based on these representations and our review, we conclude the commission must withhold the submitted information under section 552.101 of the Government Code in conjunction with section 466.022(b) of the Government Code.¹

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,



Claire V. Morris Sloan
Assistant Attorney General
Open Records Division

CVMS/be

Ref: ID# 776413

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹As our ruling is dispositive, we need not address the remaining argument against disclosure of the submitted information.