



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

January 29, 2020

Ms. Katheryne Ellison  
Assistant General Counsel  
Houston Independent School District  
4400 West 18th Street, Box 99  
Houston, Texas 77092-8501

OR2020-02663

Dear Ms. Ellison:

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# 808061 (File No. Taylor T111819).

The Houston Independent School District (the "district") received a request for certain information pertaining to a specified request for proposals. You state you will rely on Open Records Letter No. 2019-20774 (2019) and withhold some information in accordance with that ruling.<sup>1</sup> You claim the remaining requested information is excepted from disclosure under section 552.104 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

You inform us the remaining requested information was the subject of previous requests for rulings, as a result of which this office issued Open Records Letter Nos. 2019-31881 (2019), 2019-34019 (2019), and 2019-34537 (2019). In Open Records Letter No. 2019-31881, we concluded the district may withhold the submitted information under section 552.104 of the Government Code. In Open Records Letter No. 2019-34019, we concluded (1) to the extent the submitted information is identical to the information previously requested and ruled upon, the district may continue to rely on Open Records Letter No. 2019-20774 as a previous determination and withhold the identical information in accordance with that ruling; and (2) the district may withhold the submitted information under section 552.104 of the Government Code. In Open Records Letter No. 2019-34537, we concluded the district may withhold the submitted information under section 552.104

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<sup>1</sup> In Open Records Letter No. 2019-20774, we concluded the district may withhold the submitted information under section 552.104 of the Government Code.

of the Government Code. We have no indication the law, facts, or circumstances on which the prior rulings were based have changed. Thus, the district may continue to rely on Open Records Letter Nos. 2019-31881, 2019-34019, and 2019-34537 as previous determinations and withhold the information at issue in accordance with these rulings.<sup>2</sup> See Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely the same as was addressed in a prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

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 <https://www.texasattorneygeneral.gov/open-government/members-public/what-expect-after-ruling-issued> or call the OAG's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Public Information Act may be directed to the Cost Rules Administrator of the OAG, toll free, at (888) 672-6787.

Sincerely,



Kimbell Kesling  
Attorney  
Open Records Division

KK/jxd

Ref: ID# 808061

c: Requestor

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<sup>2</sup> As we are able to make this determination, we need not address the district's argument against disclosure of this information.