



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

November 24, 2020

Mr. David Iglesias  
Counsel for Red River County  
Iglesias Law Firm  
605 Chase Drive, Suite 8  
Tyler, Texas 75701

OR2020-29410

Dear Mr. Iglesias:

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# 856295.

Red River County (the "county"), which you represent, received three requests from the same requestor for specified information pertaining to a named individual. The county states it has released some information to the requestor. The county claims the submitted information is subject to a previous determination. Alternatively, the county claims the submitted information is excepted from disclosure under sections 552.101, 552.103, and 552.108 of the Government Code. We have considered the county's arguments and reviewed the submitted information.

The county states the submitted information was the subject of a previous request for information, as a result of which this office issued Open Records Letter No. 2019-24055 (2019). In that ruling, we determined, with the exception of the marked custodial death report subject to article 49.18(b) of the Code of Criminal Procedure; the marked court-filed documents subject to section 552.022(a)(17) of the Government Code; and the basic information, which must be released, the county may withhold the submitted information under section 552.103 of the Government Code. We have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, we conclude the county may rely on Open Records Letter No. 2019-24055 as a previous determination and withhold or release the submitted information in accordance with that ruling. *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 same information

as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure). As we are able to make this determination, we need not address the county's remaining arguments against disclosure of the submitted 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 <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,

Gerald A. Arismendez  
Assistant Attorney General  
Open Records Division

GAA/be

Ref: ID# 856295

Enc. Submitted documents

c: Requestor  
(w/o enclosures)