



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

January 12, 2022

Ms. Megan R. Santee
Assistant PVEDC Attorney
Counsel for the Prairie View Economic Development Corporation
Denton Navarro Rocha Bernal & Zech, PC
2500 West William Cannon Drive, Suite 609
Austin, Texas 78745-5320

OR2022-01057

Dear Ms. Santee:

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# 925097 (Ref. No. 2021-10-13).

The Prairie View Economic Development Corporation (the "corporation"), which you represent, received a request for certain financial records during a specified time period. You claim some of the submitted information is excepted from disclosure under section 552.136 of the Government Code.¹ We have considered the exception you claim and reviewed the submitted representative sample of information.² We have also received and considered comments submitted by the requestor. *See* Gov't Code § 552.304 (providing that interested party may submit written comments regarding why information should or should not be released).

¹ Because section 552.136 of the Government Code can provide a compelling reason caused by a failure to comply with section 552.301 of the Government Code, we need not address the requestor's assertion the corporation violated section 552.301 in requesting a decision from this office. *See* Gov't Code §§ 552.007, .302, .352.

² We assume that 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 that those records contain substantially different types of information than that submitted to this office.

Section 552.136(b) of the Government Code provides, “[n]otwithstanding any other provision of [the Act], a credit card, debit card, charge card, or access device number that is collected, assembled, or maintained by or for a governmental body is confidential.” *Id.* § 552.136(b); *see id.* § 552.136(a) (defining “access device”). Upon review, we find the corporation must withhold the bank account and routing numbers in the submitted information under section 552.136 of the Government Code. The corporation must release the remaining 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,

Meredith L. Coffman
Assistant Attorney General
Open Records Division

MLC/jm

Ref: ID# 925097

Enc. Submitted documents

c: Requestor
(w/o enclosures)