



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

March 17, 2022

Ms. Aliceson Cotton
Counsel for the City of Frisco
Abernathy Roeder Boyd Hullett
1700 Redbud Blvd., Suite 300
McKinney, Texas 75070-1210

OR2022-07875

Re: Open Records Request no. G054832

Dear Ms. Cotton:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 938258 (ORR# G054832).

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim the submitted information must be withheld from the requestor pursuant to section 552.101 of the Government Code. Upon review of your arguments and the information, we conclude section 773.091 of the Health and Safety Code is applicable to the submitted information. Thus, with the exception of the information subject to section 773.091(g), which you must release, you must withhold the submitted information under section 552.101 in conjunction with 773.091(b).¹

For more information on the cited exception, please refer to the open government information on our website at <https://www.texasattorneygeneral.gov/open-government/governmental-bodies/open-records-memorandum-rulings>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹ This ruling does not affect an individual's right of access to emergency medical service records from the emergency medical services personnel who provided treatment under chapter 773 of the Health and Safety Code. See Health & Safety Code §§ 773.092-.093; cf. *Abbott v. Tex. State Bd. of Pharmacy*, 391 S.W.3d 253 (Tex. App.—Austin 2012, no pet.) (Medical Practice Act, subtitle B of title 3 of the Occupations Code, does not provide patient general right of access to patient's medical records from governmental body responding to request for information under Public Information Act).