



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

April 10, 1990

Ms. Ina Sanders
Executive Director
Housing Authority of the
City of Taylor
P. O. Box 672
Taylor, Texas 76574

OR90-137

Dear Ms. Sanders:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 8794.

The Housing Authority of the City of Taylor received a request for the declarations pages of all insurance policies the city maintains, specifically including the name of the insurance company, premiums paid, policy period, deductible, and policy limits. You seek to withhold the requested information from required public disclosure under sections 3(a)(3) and 3(a)(4) of the act.

We have considered the exceptions you claimed and have reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 75 (1975), a copy of which is enclosed, resolves your request as far as section 3(a)(4) is concerned. The information is not protected from required public disclosure under section 3(a)(4). You indicate that litigation is pending against the city over a fire in one of the city's public housing projects. The insurance information the city maintains that would be implicated by such litigation, including but not limited to fire insurance or liability insurance, may be withheld under section 3(a)(3) until the litigation is concluded and no other litigation implicating the kind of insurance coverage at issue is anticipated or pending. Cf. Civ. Prac. & Rem. Code § 101.104.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a

published open records decision. If you have questions about this ruling, please refer to OR90-137.

Yours very truly,

David Newton

Assistant Attorney General
Opinion Committee

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Ref.: ID# 8794
ID# 8571

Enclosure: Open Records Decision No. 75 (1975)

cc: Mr. Robert S. Smith
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