



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

May 14, 1990

Mr. Ron Lindsey
Commissioner
Texas Department of Human Services
P. O. Box 149030
Austin, Texas 78714-9030

OR90-186

Dear Mr. Lindsey:

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# 8884.

The Department of Human Services received a request for a computer "file dump" of certain Medicaid information relating to Medicaid applicants and recipients.

We have considered the exception you claimed, specifically section 3(a)(1), and have reviewed the documents at issue. Federal regulations provide for the confidentiality of information concerning Medicaid applicants and recipients. See 42 C.F.R. 431.306. For this reason, you may withhold the requested information.

As the information is clearly protected by statute and regulation, 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 OR90-186.

Yours very truly,

David Newton

David A. Newton
Assistant Attorney General
Opinion Committee

DAN/le

Ref.: ID# 8884

cc: Gary B. Hamilton
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