



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

June 14, 1990

Mr. A. W. Pogue
Commissioner of Insurance
State Board of Insurance
1110 San Jacinto
Austin, Texas 78701-1998

OR90-247

Dear Mr. Pogue:

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# 9146.

The State Board of Insurance (hereinafter "the board") received an open records request for "Accident Prevention Services Worksheets" and "Loss Control Regulation Evaluation Worksheets." The board uses these worksheets to evaluate worker's compensation insurance carriers' programs to provide loss control and risk reduction training to policyholders. You state that you intend to release these forms to the requestor, but seek to delete from these forms, pursuant to section 3(a)(10) of the Open Records Act, information that would reveal the identity of the policyholders and the amount of the policyholders' estimated annual premiums.

A previous determination of this office, Open Records Decision No. 306 (1982), resolves your request in part. Because detailed customer lists constitute trade secrets, information tending to identify specific customers may be withheld pursuant to section 3(a)(10). You may also withhold the amount of the estimated annual premium contained in the "Accident Prevention Services Worksheets" pursuant to section 3(a)(10); because the content of the worksheet reveals the type of business being insured, a competing insurance company could use this information, together with other information contained in the worksheet, to offer lower premiums to similarly situated companies.

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 OR90-247.

Yours very truly,


Kay H. Guajardo
Assistant Attorney General
Opinion Committee

KHG/RWP/le

Ref.: ID# 9146

Enclosures: ORD-306, Documents Submitted

cc: Mr. Jeff LaHue
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