



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

July 26, 1996

Mr. Terry Horton
Director
Texas County and District Retirement System
P.O. Box 2034
Austin, Texas 78768-2034

OR96-1300

Dear Mr. Horton:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 100638.

The Texas County and District Retirement System (the "System") received a request for the "Statement of Deposits and Retirement Benefits" for a list of five individuals. You state that you have information relating to only two of the listed individuals but contend that this information is excepted from required public disclosure pursuant to section 552.101 of the Government Code.

Section 552.101 excepts from required public disclosure information considered to be confidential by law, either constitutional, statutory, or by judicial decision. You claim that this information is confidential pursuant to section 845.115 of the Government Code and, therefore, excepted from public disclosure under section 552.101. Title 8 of the Government Code concerns Public Retirement Systems. Subtitle F of Title 8, which includes chapters 841 through 845, addresses the Texas County and District Retirement System. Section 845.115 provides, in pertinent part:

- (a) Information contained in records in the custody of the [Texas County and District Retirement System] concerning an individual member, retiree, annuitant, or beneficiary is confidential under Section 552.101. . . .

Although section 845.115 provides for certain exceptions to confidentiality, we understand that these exceptions are not applicable in this case. Consequently, we conclude that the requested information is excepted from required public disclosure pursuant to section 552.101 of the Government Code and may not be released to the requestor.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink that reads "Todd Reese". The signature is written in a cursive style with a long horizontal stroke extending to the right.

Todd Reese
Assistant Attorney General
Open Records Division

RTR/rho

Ref.: ID# 100638

Enclosures: Submitted documents

cc: Mr. Jeff Pynes
9138 Vinetree
Houston, Texas 77040
(w/o enclosures)