



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

February 25, 2009

Ms. Christine Badillo
Walsh, Anderson, Brown, Schulze & Aldridge, P.C.
P.O. Box 2156
Austin, Texas 78768

OR2009-02476

Dear Ms. Badillo:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 335839 (Open Records Act Request 112108).

The Leander Independent School District (the "district"), which you represent, received a request for statements of account for all financial or governmental entities with which the district had an account as of September 30, 2008. You claim that some of the requested information is excepted from disclosure under section 552.136 of the Government Code. We have considered the exception you claim and reviewed the information you submitted.¹

Section 552.136 of the Government Code provides as follows:

(a) In this section, "access device" means a card, plate, code, account number, personal identification number, electronic serial number, mobile identification number, or other telecommunications service, equipment, or instrument identifier or means of account access that alone or in conjunction with another access device may be used to:

¹This letter ruling assumes that the submitted representative sample of information is truly representative of the requested information as a whole. This ruling neither reaches nor authorizes the district to withhold any information that is substantially different from the submitted information. See Gov't Code §§ 552.301(e)(1)(D), .302; Open Records Decision Nos. 499 at 6 (1988), 497 at 4 (1988).

- (1) obtain money, goods, services, or another thing of value; or
- (2) initiate a transfer of funds other than a transfer originated solely by paper instrument.

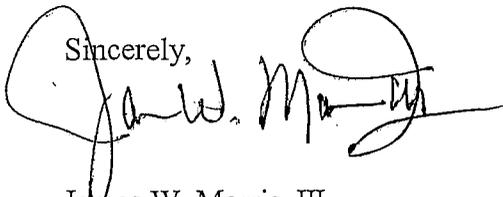
(b) Notwithstanding any other provision of [the Act], a credit card, debit card, charge card, or access device number that is collected, assembled, or maintained by or for a governmental body is confidential.

Gov't Code § 552.136. You have marked the information that the district seeks to withhold under this exception. You state that the marked information consists of bank and credit card account numbers. Based on your representations and our review of the information at issue, we conclude that the district must withhold the information that we have marked under section 552.136. We find that you have not sufficiently demonstrated that the rest of the information at issue constitutes "a credit card, debit card, charge card, or access device number . . . collected, assembled, or maintained by or for [the district]." *Id.* § 552.136(b). We therefore conclude that the district may not withhold the remaining information at issue under section 552.136 of the Government Code. As you claim no other exception to disclosure, that information must be released, along with the rest of the submitted information.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at http://www.oag.state.tx.us/open/index_orl.php, or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General at (512) 475-2497.

Sincerely,



James W. Morris, III
Assistant Attorney General
Open Records Division

JWM/cc

Ref: ID# 335839

Enc: Submitted documents

c: Requestor
(w/o enclosures)