



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

June 3, 2011

Ms. Lisa Calem-Lindström  
Public Information Coordinator  
Texas Facilities Commission  
P.O. Box 13047  
Austin, Texas 78711-3047

OR2011-07852

Dear Ms. Calem-Lindström:

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# 419507.

The Texas Facilities Commission (the "commission") received a request for a specified internal audit report. You claim some of the submitted information is excepted from disclosure pursuant to section 552.139 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.139 of the Government Code provides:

(a) Information is excepted from [required public disclosure] if it is information that relates to computer network security, to restricted information under Section 2059.055 [of the Government Code], or to the design, operation, or defense of a computer network.

(b) The following information is confidential:

(1) a computer network vulnerability report; and

(2) any other assessment of the extent to which data processing operations, a computer, a computer program, network, system, or system interface, or software of a governmental body or of a

contractor of a governmental body is vulnerable to unauthorized access or harm, including an assessment of the extent to which the governmental body's or contractor's electronically stored information containing sensitive or critical information is vulnerable to alteration, damage, erasure, or inappropriate use.

Gov't Code § 552.139. You state the information you have marked relates to the commission's computer network security, the design, operation, or defense of the commission's computer network, or an assessment of the commission's computer network vulnerabilities. You explain the information at issue identifies specific security risks and vulnerability issues relating to the commission's network. You further explain some of the information you have marked reveals the locations of a main network hub and a facility with connection vulnerabilities. You contend "an attack on these systems through the network would be detrimental to the health and safety of the many state employees housed in the [c]ommission's facilities." Based on your representations and our review, we find you have demonstrated the information you have marked relates to computer network security, defense of the commission's computer network, or an assessment of the commission's computer network vulnerabilities. Accordingly, the commission must withhold the information you have marked under section 552.139 of the Government Code. As you raise no further arguments against disclosure, the remaining information must be released.

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](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, toll free, at (888) 672-6787.

Sincerely,



Jennifer Burnett  
Assistant Attorney General  
Open Records Division

JB/dls

Ref: ID# 419507

Enc. Submitted documents

c: Requestor  
(w/o enclosures)