

RECENT DEVELOPMENTS FROM THE ATTORNEY GENERAL'S OFFICE

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FORMAL ATTORNEY GENERAL OPINIONS

THE MECHANICS

WHO CAN REQUEST?

- The governor
- The head of a department of state government
- A head or board of a penal institution
- A head or board of an eleemosynary institution
- The head of a state board
- A regent or trustee of a state educational institution
- A committee of a house of the legislature
- A county auditor authorized by law
- The chairman of the governing board of a river authority

-Tex. Gov't Code § 402.042

THEN WHAT?

- The AG is required to acknowledge receipt within 15 days
- Unless provided written notice outlining the reasons for delay or refusal to answer, the AG must provide a written response within 180 days of receipt of the request

FORMAL ATTORNEY GENERAL OPINIONS

2016

KP-0069: POSTING TRUSTEE FINANCIAL STATEMENTS ON DISTRICT WEBSITE

- **TEC § 11.064** requires El Paso ISD Trustees to file a financial statement with the Board of Trustees and the Commissioner's Court
- **Q to AG:** Can the report be filed on the ISD's website?
- **Answer:** Yes, subject to the Board's discretion.
- Personal financial statements required to be filed under Texas Gov't Code 572 subchapter B are public records
- School district must redact information not subject to open records
- An individual trustee cannot block posting, must act through a quorum of the Board

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