



2.2.6 Release of Records and Requests for Personal Information

Chapter 2 - General	Original Effective Date: January 2002
Section: 2.2 Information Management	Date Last Reviewed: March 2017
Responsible Entity: Chief Legal Officer	Date Last Revised: March 2017

I. Purpose

The purpose of this policy is to ensure UT Health San Antonio's compliance with the Texas Public Information Act as set forth in Chapter 552 of Texas Government Code. This policy sets forth the appropriate process for responding to requests for information made under the Texas Public Information Act (TPIA).

II. Scope

This policy applies to all request submitted to UT Health San Antonio under the TPIA.

This policy does not apply to subpoenas, or a request for discovery issued in compliance with an applicable statute or rule of civil or criminal procedure, since neither is a request for information under TPIA and not subject to this policy. See HOP 2.3.1 Handling Legal Processes, Citations and Demands for information on handling subpoenas or other legal requests for information.

III. Policy

A. Release of Records (Texas Public Information Act)

Under the provisions of the Texas Public Information Act (Texas Government Code, Chapter 552), the President has delegated his authority as the custodian of records to the Chief Legal Officer.

All requests for documents under that Act should be directed to the Office of Legal Affairs. It is imperative that such request be forwarded immediately upon receipt to the Office of Legal Affairs as the Act contains strict requirements concerning timely response. Detailed information about The University of Texas System policy with regard to compliance with the TPIA is found at <http://www.utsystem.edu/board-of-regents/policy-library/policies/uts139-texas-public-information-act>.

2.2.6 Release of Records and Requests for Personal Information

B. Requests for Personal Information

Information related to a person and that is held by UT Health San Antonio and protected from public disclosure by laws intended to protect that person's privacy interests will be disclosed to the person or the person's authorized representative in accordance with Sections 552.023, 552.229, and 552.307 of the TPIA. A person may also request to be informed about information that UTHSA collects about the individual, as provided by Section 559.003(a)(1) of the Texas Government Code. Requests for information should be made in accordance with The University of Texas System's policy at <http://www.utsystem.edu/board-of-regents/policy-library/policies/uts139-texas-public-information-act>.

C. Request to Correct Personal Information

A person is entitled to have UTHSA correct information about the individual that is incorrect in accordance with the following procedures, which are established in accordance with Section 559.004 of the Texas Government Code. This policy does not apply to an employee of UTHSA who seeks to correct information in an employee's personnel file; such an employee should comply with the UTHSA's grievance process.

The person should request in writing that UTHSA correct information about the person that is held by the institution and that is incorrect. The request should specifically identify (1) the information that the person believes to be incorrect and (2) the documents or other source in which the information is located. The request also should specify the correction that the person requests. Requests for corrections should be made in accordance with The University of Texas System's policy at: <http://www.utsystem.edu/board-of-regents/policy-library/policies/uts139-texas-public-information-act>.

Not later than ten (10) days (excluding Saturdays, Sundays and state or national legal holidays) after the date of the Chief Legal Officer's receipt of the request for correction, the Chief Legal Officer shall acknowledge in writing the receipt of the request. The Chief Legal Officer thereafter shall promptly either make the correction to the information as identified by the person or inform the person of the refusal to amend the information in accordance with person's request, the reason for the refusal, and the name and address of the person to whom the person may request a review of the refusal. The designated official will be the President, or his or her designee.

If the person disagrees with the refusal of the Chief Legal Officer to amend the information, the person may request in writing to the designated official a review of the refusal. Not later than thirty (30) days (excluding Saturdays, Sundays, and state and national legal holidays) after the date of the designated official's receipt of the request for review, the official shall complete a review of the matter and

2.2.6 Release of Records and Requests for Personal Information

make a final determination unless, for good cause, the official extends the thirty (30) day period.

UTHSA will make approved corrections in accordance with all applicable laws and regulations, including those pertaining to records retention. UTHSA may make approved corrections by adding a document that amends but does not replace the document containing the incorrect information.

IV. Definitions

There are no defined terms used in this Policy.

V. Related References

There are no related documents associated with this Policy.

VI. Review and Approval History

- A. The approving authority of this policy is the University Executive Committee.
- B. The review frequency cycle is set for three years following the last review date, a time period that is not mandated by regulatory, accreditation, or other authority.

Effective Date	Action Taken	Approved By	Date Approved
01/2002	Policy Origination		
03/2017	Policy Revision		