



**THE ATTORNEY GENERAL
OF TEXAS**

AUSTIN, TEXAS 78711

**JOHN L. HILL
ATTORNEY GENERAL**

May 6, 1975

The Honorable N. Alex Bickley
City Attorney
City of Dallas
Dallas, Texas 75201

Open Records Decision No. 85

Re: Notices of violation and
citations issued by Dallas
Fire Department.

Dear Mr. Bickley:

Pursuant to section 7 of article 6252-17a, V. T. C. S., the Open Records Act, you have requested our decision as to whether certain information held by the Dallas Fire Department is excepted from disclosure under the Open Records Act.

The City of Dallas has been requested to disclose information in the fire department log book showing citations issued, name of person cited, alleged violation, date and location of violation, and name of issuing officer. The requesting party also seeks to inspect all notices of violations issued for specified sections of the Dallas Fire Code for the current year. He also seeks to inspect the files maintained on specified locations and more generally, all other information bearing upon the other specific items requested.

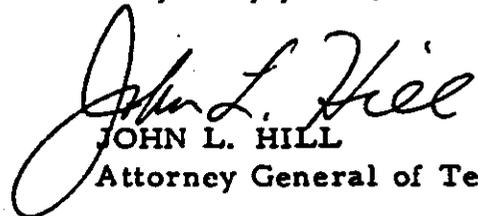
Pursuant to section 7 of the Open Records Act, article 6252-17a, V. T. C. S., you ask whether the information is excepted from disclosure under section 3(a)(1) as information deemed confidential by law. You have mentioned no specific law which might be applicable, nor have we found any. The information is not excepted by section 3(a)(1).

You also ask whether the information is excepted under section 3(a)(8), which excepts certain records of law enforcement agencies. We do not believe that a fire department necessarily is a law enforcement agency within the meaning of section 3(a)(8).

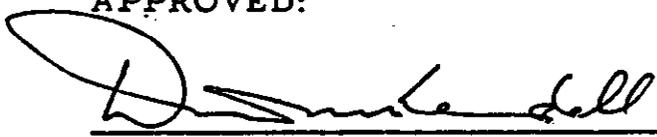
The information sought is similar to that which we have held is subject to disclosure in Open Records Decisions No. 27 (1974) (city health inspection reports and close-down orders); No. 29 (1974) (investigation and cease and desist order by Consumer Credit Commission); No. 36 (1974) (investigative records of Real Estate Commission); and No. 48 (1974) (Department of Health dairy product and meat examination reports).

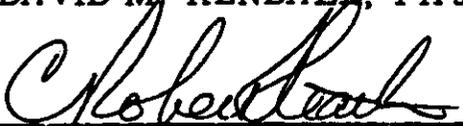
It is our decision that the information requested is not excepted from disclosure and should be disclosed.

Very truly yours,


JOHN L. HILL
Attorney General of Texas

APPROVED:


DAVID M. KENDALL, First Assistant


C. ROBERT HEATH, Chairman
Opinion Committee

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