



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

February 26, 2009

Ms. Helen Valkavich  
Assistant City Attorney  
City of San Antonio  
P.O. Box 839966  
San Antonio, Texas 78283

OR2009-02558

Dear Ms. Valkavich:

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# 335766.

The City of San Antonio (the "city") received a request for information relating to unpaid parking tickets issued from January 1, 2006 to the date of the request. You claim that some of the submitted information is not subject to the Act. You claim that portions of the remaining submitted information are excepted from disclosure under section 552.130 of the Government Code. We have considered your arguments and reviewed the submitted representative samples of information.<sup>1</sup>

You state that the some of the information at issue is maintained solely by the San Antonio Municipal Court. Section 552.003(b) of the Government Code excludes the judiciary from the Act. Therefore, the Act neither authorizes information held by the judiciary to be withheld nor requires that it be disclosed. *See* Open Records Decision No. 25 (1974). Accordingly, information maintained solely by the San Antonio Municipal Court is not

---

<sup>1</sup>We assume that the representative samples of records submitted to this office are truly representative of the requested records as a whole. *See* Open Records Decision Nos. 499 (1988), 497 (1988). This open records letter does not reach, and therefore does not authorize the withholding of, any other requested records to the extent that those records contain substantially different types of information than that submitted to this office.

subject to public disclosure under the Act. *See* Gov't Code § 552.0035 (access to information maintained by or for judiciary is governed by rules adopted by supreme court); Tex. R. Jud. Admin. 12 (public access to judicial records). Thus, the city need not release such information in response to this request.

You assert that portions of the remaining documents, which are maintained by the city's Department of Downtown Operations, are subject to section 552.130. You explain that, although these documents do not list owner information, they do contain Texas-issued motor vehicle record information relating to automobiles with three or more outstanding traffic tickets. Section 552.130 excepts from public disclosure information that relates to motor vehicle title or registration issued by an agency of this state. *See* Gov't Code § 552.130(a)(2). Accordingly, the city must withhold any Texas motor vehicle record information, including Texas-issued license plate numbers, under section 552.130. Any remaining information that is subject to the Act 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 at (512) 475-2497.

Sincerely,



Reg Hargrove  
Assistant Attorney General  
Open Records Division

RJH/eeg

Ref: ID# 335766

Enc. Submitted documents

c: Requestor  
(w/o enclosures)