



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

August 11, 2009

Mr. Charles E. Zech  
Denton, Navarro, Rocha & Bernal  
2517 North Main Avenue  
San Antonio, Texas 78212

OR2009-11154

Dear Mr. Zech:

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# 353310.

The City of Copperas Cove (the "city"), which you represent, received a request for all records related to the investigation into the death of a specific individual. You claim that portions of the submitted information are excepted from disclosure under sections 552.130 and 552.147 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

Section 552.130 excepts from disclosure "information [that] relates to ... a motor vehicle operator's or driver's license or permit issued by an agency of this state [or] a motor vehicle title or registration issued by an agency of this state [.]" Gov't Code § 552.130. Section 552.130 does not apply to out-of-state motor vehicle record information. We note that some of the information you have marked under section 552.130 was not issued by an agency of this state and therefore does not constitute Texas motor vehicle record information for the purpose of section 552.130 and may not be withheld on that basis. Accordingly, the city must withhold only the Texas motor vehicle record information we have marked under section 552.130.

Section 552.147 of the Government Code provides that "[t]he social security number of a living person is excepted from" required public disclosure under the Act. Section 552.147(b) authorizes a government body to redact a living person's social security number from public

release without the necessity of requesting a decision from this office under the Act. *Id.* § 552.147. Therefore, the city may withhold the social security numbers it has marked under section 552.147 of the Government Code.

In summary, the city must withhold the Texas motor vehicle record information we have marked under section 552.130 of the Government Code. The city may withhold the social security numbers it has marked under section 552.147 of the Government Code. 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 at (512) 475-2497.

Sincerely,



Mack T. Harrison  
Assistant Attorney General  
Open Records Division

MTH/eeg

Ref: ID# 353310

Enc. Submitted documents

c: Requestor  
(w/o enclosures)