



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 13, 2009

Mr. Scott A. Kelly
Deputy General Counsel
The Texas A&M University System
200 Technology Way Suite 2079
College Station, Texas 77845-3424

OR2009-14411

Dear Mr. Kelly:

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# 362627 (TAMU 09-471).

Texas A&M University (the "university") received a request for information relating to a traffic accident. You claim that some of the requested information is excepted from disclosure under sections 552.130 and 552.136 of the Government Code. We have considered the exceptions you claim and reviewed the information you submitted.

Section 552.130 of the Government Code excepts from disclosure information relating to a motor vehicle operator's or driver's license or permit or a motor vehicle title or registration issued by an agency of this state. *See* Gov't Code § 552.130(a)(1)-(2). We agree that the university must withhold the Texas driver's license, license plate, and vehicle identification numbers you have marked under section 552.130.

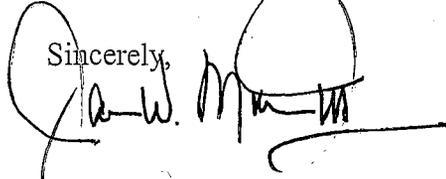
Section 552.136 of the Government Code provides that "[n]otwithstanding any other provision of [the Act], a credit card, debit card, charge card, or access device number that is collected, assembled, or maintained by or for a governmental body is confidential." *Id.* § 552.136(b); *see id.* § 552.136(a) (defining "access device"). We also agree that the university must withhold the insurance policy number you have marked under section 552.136.

In summary: (1) the marked Texas driver's license, license plate, and vehicle identification numbers must be withheld under section 552.130 of the Government Code; and (2) the marked insurance policy number must be withheld under section 552.136 of the Government Code. The rest of the submitted information must be released.¹

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, 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, toll free, at (888) 672-6787.

Sincerely,

A handwritten signature in black ink, appearing to read 'J.W. Morris, III', with a large circular flourish on the left side.

James W. Morris, III
Assistant Attorney General
Open Records Division

JWM/cc

Ref: ID# 362627

Enc: Submitted documents

c: Requestor
(w/o enclosures)

¹We note that this requestor has a right to submitted information relating to his insured party that the university would be required to withhold from the public. *See* Gov't Code § 552.023. Should the university receive another request for these same records from a person who would not have a right of access to the insured party's information, the university should resubmit these records and request another decision. *See id.* §§ 552.301(a), .302.