



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

April 22, 2013

Ms. Ashley Wilson
General Counsel
Dallas County Schools
612 North Zang Boulevard
Dallas, Texas 75208

OR2013-06541

Dear Ms. Wilson:

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# 484733 (DCS Reference No. W000203-020513).

Dallas County Schools ("DCS") received a request for "all school bus stop violation videos" and information related to tickets or citations issued during a specified time period. You claim some of the submitted 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 submitted representative sample of information.¹

Section 552.130 of the Government Code 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 another state or country [or] a motor vehicle title or registration issued by an agency of this state or another state or country[.]" See Gov't Code § 552.130(a)(1)-(2). The submitted information contains discernible motor vehicle record information. You claim DCS does not have the technological capacity to redact the visual images in the submitted

¹We assume the "representative sample" of information submitted to this office is 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.

video recordings. Therefore, we find DCS must withhold the video recordings in their entirety and the information we have marked in the documents under section 552.130 of the Government Code.

We note Exhibit 3 contains information that is excepted from disclosure under section 552.139 of the Government Code.² Section 552.139 provides that information is excepted from required public disclosure “if it is information that relates to computer network security, to restricted information under Section 2059.055, or to the design, operation, or defense of a computer network.” *Id.* § 552.139(a). You state Exhibit 3 contains computer access codes and passwords used to access the DCS’s citation system. Upon review, we find the information we have marked in Exhibit 3 must be withheld under section 552.139 of the Government Code.³

Section 552.136 of the Government Code states “[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”). Therefore, DCS must withhold the credit card numbers we have marked under section 552.136 of the Government Code. Although you also seek to withhold IP addresses, you have not submitted any arguments explaining how this information constitutes access device numbers for the purposes of section 552.136. Accordingly, DCS may not withhold any of the remaining information under section 552.136 of the Government Code.

In summary, DCS must withhold the submitted video recordings in their entirety and the information we have marked in the documents under section 552.130 of the Government Code. DCS must also withhold the information we have marked under sections 552.139 and 552.136 of the Government Code. DCS must release the remaining information.

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

²The Office of the Attorney General will raise a mandatory exception on behalf of a governmental body, but ordinarily will not raise other exceptions. Open Records Decision Nos. 481 (1987), 480 (1987), 470 (1987).

³As our ruling is dispositive, we need not address your argument against disclosure of this information.

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 cursive script that reads "Jennifer Burnett". The signature is written in black ink and is positioned above a horizontal line.

Jennifer Burnett
Assistant Attorney General
Open Records Division

JB/tch

Ref: ID# 484733

Enc. Submitted documents

c: Requestor
(w/o enclosures)