



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

September 30, 2013

Ms. Molly Cost
Assistant General Counsel
Office of General Counsel
Texas Department of Public Safety
P.O. Box 4087
Austin, Texas 78773-0001

OR2013-16992

Dear Ms. Cost:

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# 500721 (PIR# 13-2696).

The Texas Department of Public Safety (the "department") received a request for a specified investigation file. You claim portions of the submitted information are excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.101 of the Government Code excepts from public disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. Section 552.101 encompasses information made confidential by other statutes, such as section 1702.084 of the Occupations Code. Subsection 1702.084(d) provides "[t]he [Texas Private Security Board (the "board")] shall maintain the confidentiality of information regarding the identification of a complainant." Occ. Code § 1702.084(d). You explain the board is part of the department. *See id.* §§ 1702.005, .021. You state the submitted information pertains to an investigation by the board of a complaint against the requestor for operating without a license. You state the requested records identify the individual who made the complaint. Upon review, we find the department must withhold the information you have marked under section 552.101 of the Government Code in

conjunction with section 1702.084 of the Occupations Code. As no further exceptions to disclosure have been raised for the remaining information, it 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.texasattorneygeneral.gov/open/orl_ruling_info.shtml, 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Nneka Kanu
Assistant Attorney General
Open Records Division

NK/bhf

Ref: ID# 500721

Enc. Submitted documents

c: Requestor
(w/o enclosures)