



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

October 23, 2014

Mr. Bruce W. Green  
City Attorney  
City of Lufkin  
P.O. Drawer 190  
Lufkin, Texas 75902-0190

OR2014-19115

Dear Mr. Green:

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# 542065.

The Lufkin Police Department (the "department") received two requests from different requestors for information related to a specified automotive accident. You state the department will provide some information to the requestors. You claim the submitted information is excepted from disclosure under section 552.130 of the Government Code.<sup>1</sup> We have considered the exception you claim and reviewed the submitted information.

You assert the submitted video recordings contain motor vehicle record information that is excepted from disclosure under section 552.130 of the Government Code. Section 552.130 excepts from disclosure information relating to a motor vehicle operator's license, driver's license, motor vehicle title or registration, or personal identification document issued by an agency of this state or another state or country is excepted from public release. *See Gov't Code § 552.130.* Upon review, we agree most of the submitted video recordings contain confidential motor vehicle record information. In this instance, you state the department does not possess the technological capability to redact information from the

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<sup>1</sup>Although you raise section 552.101 of the Government Code, you make no arguments to support this exception. Therefore, we assume you have withdrawn your claim that this section applies to the submitted information. *See Gov't Code §§ 552.301, .302.*

submitted video files. Thus, we agree the department must withhold most of the submitted video recordings in their entireties under section 552.130 of the Government Code. See Open Records Decision No. 364 (1983). However, we find you have not demonstrated Video Recording Number 045738 contains motor vehicle record information. Therefore, no portion of this video recording may be withheld under section 552.130. As you raise no further exceptions to disclosure, the department must release Video Recording Number 045738.

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](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,



Tim Neal  
Assistant Attorney General  
Open Records Division

TN/bhf

Ref: ID# 542065

Enc. Submitted documents

c: Requestors  
(w/o enclosures)