



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

December 16, 2014

Ms. Courtney Rutherford  
Assistant City Secretary  
City of Jersey Village  
16327 Lakeview Drive  
Jersey Village, Texas 77040

OR2014-22759

Dear Ms. Rutherford:

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# 549420 (ref. JV – PIR #11).

The City of Jersey Village (the "city") received a request for information pertaining to a specified citation and the number of traffic tickets issued by the city's police department and a specified officer for a specified time period. You state you have released some information to the requestor. You claim some of the submitted information is excepted from disclosure under section 552.130 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.130 of the Government Code provides 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. Gov't Code § 552.130(a)(1)-(3). We note you have redacted motor vehicle record information pertaining to the requestor, as well as other individuals.<sup>1</sup> We have marked additional information under section 552.130. However, section 552.130

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<sup>1</sup>Section 552.130(c) of the Government Code allows a governmental body to redact the information described in subsections 552.130(a) without the necessity of seeking a decision from the attorney general. *See* Gov't Code § 552.130(c). If a governmental body redacts such information, it must notify the requestor in accordance with section 552.130(e). *See id.* § 552.130(d), (e).

protects personal privacy. Accordingly, the requestor has a right of access to his motor vehicle record information under section 552.023 of the Government Code, and it may not be withheld from this requestor under section 552.130. *See id.* § 552.023(a) (governmental body may not deny access to person to whom information relates or person's agent on ground that information is considered confidential by privacy principles). Therefore, the department must release the motor vehicle record information we marked for release to the requestor. Upon review, we find the submitted video recording contains motor vehicle record information that does not belong to the requestor. You state the city lacks the technological capability to redact the confidential information in the video recording. Accordingly, the city must withhold the submitted video recording in its entirety under section 552.130 of the Government Code. *See* Open Records Decision No. 364 (1983). As you raise no other exceptions to disclosure, the city 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.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,



Paige Thompson  
Assistant Attorney General  
Open Records Division

PT/dls

Ref: ID# 549420

Enc. Submitted documents

c: Requestor  
(w/o enclosures)