



February 17, 2015

Ms. Rebecca R. Walton  
County Attorney  
Hardin County  
P.O. Box 516  
Kountze, Texas 77625

OR2015-03119

Dear Ms. Walton:

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# 558414.

The Hardin County Sheriff's Office (the "sheriff's office") received two requests from the same requestor for information pertaining to a specified call for service. You claim the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

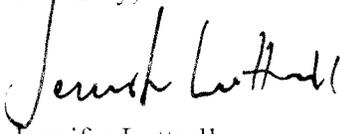
Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. This section encompasses information protected by other statutes, such as chapter 772 of the Health and Safety Code. Chapter 772 authorizes the development of local emergency communications districts. Section 772.318 of the Health and Safety Code is applicable to emergency 9-1-1 districts established in accordance with chapter 772. *See* Open Records Decision No. 649 (1996). This section makes the originating telephone numbers and addresses of 9-1-1 callers furnished by a 9-1-1 service supplier confidential. *Id.* at 2. Section 772.318 applies to an emergency communication district for a county with a population of more than 20,000. We understand Hardin County is part of an emergency communication district established under section 772.318. We note the submitted responsive information contains information pertaining to 9-1-1 calls and includes telephone numbers and addresses of 9-1-1 callers. You do not indicate, however, whether that information was

furnished by a 9-1-1 service supplier. Therefore, we will rule conditionally. To the extent the originating telephone number and address of the 9-1-1 caller, which we have marked, were furnished by a 9-1-1 service supplier, this information is confidential under section 772.318 of the Health and Safety Code and the sheriff's office must withhold it under section 552.101 of the Government Code. If this information was not provided by a 9-1-1 service supplier, then the sheriff's office may not withhold the marked information under section 552.101 in conjunction with section 772.318. The remaining information 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](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,



Jennifer Luttrall  
Assistant Attorney General  
Open Records Division

JL/akg

Ref: ID# 558414

Enc. Submitted documents

c: Requestor  
(w/o enclosures)