



February 19, 2015

Ms. Elise Maloney  
Records Coordinator  
City of The Colony  
5151 North Colony Boulevard  
The Colony, Texas 75056

OR2015-03260

Dear Ms. Maloney:

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# 554215.

The Colony Police Department (the "department") received a request for two specified reports.<sup>1</sup> The department informed the requestor it did not have any information for one of the reports. *See Econ. Opportunities Dev. Corp. v. Bustamante*, 562 S.W.2d 266 (Tex. Civ. App.—San Antonio 1978, writ dismissed); Open Records Decision Nos. 605 at 2 (1992), 563 at 8 (1990), 555 at 1–2 (1990). The department released information related to the second report but made redactions as permitted by section 552.130(c) of the Government Code without requesting a decision from this office. Gov't Code § 552.130(c). Pursuant to section 552.130(d), the requestor has asked this office to review the information and render a decision as to whether it is excepted from disclosure under section 552.130(a). We have considered the department's position and reviewed the information.

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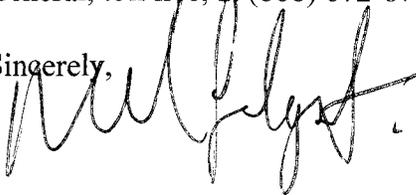
<sup>1</sup>Although we have not received a copy of the original request from either the requestor or the department, we are able to discern the nature of the request from the information provided to this office. *See* 1 T.A.C. §§ 63.12, .14.

information you redacted relates to the requestor, and she has a right of access to her own information under section 552.023 of the Government Code. *See id.* § 552.023(a), (b) (individual has special right of access to information that relates to himself and is protected by laws intended to protect his privacy interests, and governmental body may not deny access on ground that information is considered confidential by privacy principles); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when individual requests information concerning himself). Accordingly, the department may not withhold the requestor's own driver's license information from her under section 552.130 of the Government Code. Nonetheless, the department must withhold the remaining information you redacted under section 552.130 of the Government Code.

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,



Neal Falgoust  
Assistant Attorney General  
Open Records Division

NF/bhf

Ref: ID# 554215

Enc. Submitted documents

c: Requestor  
(w/o enclosures)