



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

July 8, 2015

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

OR2015-13780

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# 571291 (PIR# 15-2048).

The Texas Department of Public Safety (the "department") received a request for information pertaining to a named company. The department states it has released some of the requested information, but claims some of the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the claimed exception 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. Section 552.101 encompasses section 1702.084 of the Occupations Code. Section 1702.084(d) provides the Texas Private Security Board (the "board") "shall maintain the confidentiality of information regarding the identification of a complainant." Occ. Code § 1702.084(d). You inform us the board is part of the department. *See id.* §§ 1702.005, .021. You explain the information you have marked under section 1702.084(d) identifies individuals who made complaints against a locksmith company regulated by the board. Upon review, we agree the department must withhold the information you have marked, as well as the information we have marked, under section 552.101 of the Government Code in conjunction with section 1702.084(d) of the Occupations Code.

Section 552.101 of the Government Code also encompasses section 1702.085 of the Occupations Code, which provides as follows:

Records maintained by the department under this chapter on the home address, home telephone number, driver's license number, or social security number of an applicant or a license holder, registrant, or security officer commission holder are confidential and are not subject to mandatory disclosure under [the Act].

Id. § 1702.085. You inform us the information you have marked under section 1702.085 consists of the home address, home telephone number, and social security number of a locksmith company license holder that are maintained by the department under chapter 1702 of the Occupations Code. *See id.* §§ 1702.004, .005 (granting department, through the board, power to license and regulate investigations companies and security services contractors). Thus, we agree the department must withhold the information you have marked under section 552.101 of the Government Code in conjunction with section 1702.085 of the Occupations Code.

To conclude, the department must withhold the information marked under section 552.101 of the Government Code in conjunction with section 1702.084(d) of the Occupations Code. The department must also withhold the information marked under section 552.101 of the Government Code in conjunction with section 1702.085 of the Occupations Code. The department 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, 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,



James L. Coggeshall
Assistant Attorney General
Open Records Division

JLC/cbz

Ref: ID# 571291

Enc. Submitted documents

c: Requestor
(w/o enclosures)