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ATTORNEY GENERAL OF TEXAS

August 6, 2015

Ms. Mary Ann Powell
Counsel for the City of Stafford
Olson & Olson LLP
2727 Allen Parkway, Suite 600
Houston, Texas 77019-2133

OR2015-16263

Dear Ms. Powell:

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# 578286 (Ref. No. COS15-035).

The Stafford Police Department (the "department"), which you represent, received a request for information pertaining to a specified case. You state the department will redact motor vehicle information pursuant to section 552.130(c) of the Government Code and social security numbers pursuant to section 552.147 of the Government Code.¹ You claim the submitted information is excepted from disclosure under sections 552.101 and 552.108 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

We note the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2014-21774 (2014). In that ruling, we determined (1) with the exception of the basic information, the department may

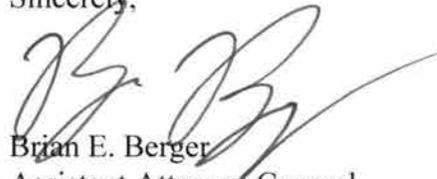
¹Section 552.130(c) allows a governmental body to redact the information described in section 552.130(a) without the necessity of seeking a decision from the attorney general. Gov't Code § 552.130(c). If a governmental body redacts such information, it must notify the requestor in accordance with section 552.130(e). *Id.* § 552.130(d), (e). In addition, section 552.147(b) of the Government Code authorizes a governmental body to redact a living person's social security number from public release without the necessity of requesting a decision from this office under the Act. *See id.* § 552.147(b).

withhold the submitted information under section 552.108(a)(2) of the Government Code; (2) the department must withhold the information we marked in the basic information under section 552.101 of the Government Code in conjunction with common-law privacy; and (3) the department must release the remaining basic information. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the department must continue to rely on Open Records Letter No. 2014-21774 as a previous determination and withhold or release the submitted information in accordance with that ruling.² *See* Open Records Decision No. 673 at 6-7 (2001) (discussing criteria for first type of previous determination).

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,



Brian E. Berger
Assistant Attorney General
Open Records Division

BB/akg

Ref: ID# 578286

Enc. Submitted documents

c: Requestor
(w/o enclosures)

²We note basic information does not include dates of birth. *See* Open Records Decision No. 127 at 3-4 (1976) (summarizing types of information considered to be basic information). As our ruling is dispositive, we do not address your arguments to withhold this information.