



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 21, 2015

Ms. Heather Moody
Police Records Supervisor
McKinney Police Department
2200 Taylor-Burk Drive
McKinney, Texas 75071

OR2015-22082

Dear Ms. Moody:

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# 584251 (McKinney Reference No. 15-016778).

The McKinney Police Department (the "department") received a request for information related to a specified incident. The department released information responsive to the request but made redactions as permitted by section 552.130 of the Government Code without requesting a decision from this office. *See Gov't Code* § 552.130(c). Pursuant to section 552.130(d) of the Government Code, 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) of the Government Code. We have considered the department's position and reviewed the information.

Section 552.130 of the Government Code excepts from disclosure information relating to a motor vehicle operator's or driver's license or permit and a motor vehicle title or registration issued by an agency of this state or another state or country. *Id.* § 552.130(a)(1)–(2). We note section 552.130 is intended to protect an individual's privacy, so a requestor has a right of access to his own motor vehicle record information. *See id.* § 552.023(b) (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); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when individuals request information

concerning themselves). Upon review of the information at issue, we find you redacted the requestor's own driver's license and license plate numbers. The department may not withhold this information under section 552.130 of the Government Code and must release it to him.¹

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,



Neal Falgoust
Assistant Attorney General
Open Records Division

NF/bhf

Ref: ID# 584251

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹The requestor has a special right of access to this information, so if the department receives another request for this same information from a different requestor, it is authorized to redact that information without a ruling from this office.