



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

April 11, 2016

Mr. Gary A. Scott  
Assistant City Attorney  
Legal Department  
City of Conroe  
P.O. Box 3066  
Conroe, Texas 77305

OR2016-08039

Dear Mr. Scott:

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# 611612.

The City of Conroe (the "city") received a request for incident number 15077664. You claim the submitted information is excepted from disclosure under sections 552.108 and 552.130 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

The submitted information was the subject of a previous request for information, as a result of which this office issued Open Records Letter No. 2015-24943 (2010). In that ruling, we determined with the exception of the Statutory Warning and the basic information, which must be released, the department may withhold the submitted information under section 552.108(a)(1) of the Government Code; however, in releasing the Statutory Warning, the department must withhold the marked date of birth of a member of the public under section 552.101 of the Government Code in conjunction with common-law privacy and must withhold the marked motor vehicle record information under section 552.130 of the Government Code. We have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, the city must rely on Open Records Letter No. 2015-24943 as a previous determination and withhold or release the identical information in accordance with that ruling. *See* Open Records Decision No. 673

(2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

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,



Claire V. Morris Sloan  
Assistant Attorney General  
Open Records Division

CVMS/som

Ref: ID# 611612

Enc. Submitted documents

c: Requestor  
(w/o enclosures)