



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

June 2, 2016

Mr. Renato Garcia  
Assistant City Attorney  
City of Corpus Christi  
P.O. Box 9277  
Corpus Christi, Texas 78469-9277

OR2016-12582

Dear Mr. Garcia:

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# 612607 (City Ref. No. Activity #15-161679).

The Corpus Christi Animal Care Services Department (the "department") received a request for information regarding a specified dog bite incident. You state you will release some information. You claim a portion of the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim 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. This section encompasses information protected by other statutes, such as section 826.0211 of the Health and Safety Code, which states in relevant part:

(a) Information contained in a rabies vaccination certificate or in any record compiled from the information contained in one or more certificates that identifies or tends to identify an owner or an address, telephone number, or other personally identifying information of an owner of a vaccinated animal is confidential and not subject to disclosure under [the Act]. The information contained in the certificate or record may not include the social security number or the driver's license number of the owner of the vaccinated animal.

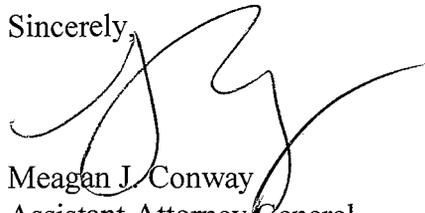
Health & Safety Code § 826.0211(a). We note section 826.0211 is applicable only to information contained in a rabies vaccination certificate or in a record compiled from information contained in one or more rabies vaccination certificates. You state a portion of

the submitted information includes a rabies vaccination certificate and information that was compiled from a rabies vaccination certificate. Therefore, the department must withhold owner's identifying information within the rabies vaccination certificate and information that was compiled from a rabies vaccination certificate, which we have marked, under section 552.101 of the Government Code in conjunction with section 826.0211 of the Health and Safety Code. However, we find the department has failed to demonstrate the remaining information it marked is confidential under section 826.0211 of the Health and Safety Code. Therefore, the department may not withhold the remaining information under section 552.101 of the Government Code on that basis. The department must release the remaining information.

You ask this office to issue a previous determination that would permit the department to withhold from disclosure information made confidential under section 826.0211 of the Health and Safety Code without the necessity of requesting a decision under section 552.301 of the Government Code. We decline to issue such a previous determination at this time. Accordingly, 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,



Meagan J. Conway  
Assistant Attorney General  
Open Records Division

MJC/akg

Ref: ID# 612607

Enc. Submitted documents

c: Requestor  
(w/o enclosures)