



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

August 10, 2016

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

OR2016-18040

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# 623209 (PIR# 16-3245).

The Texas Department of Public Safety (the "department") received a request for a specified police report as well as certain communications pertaining to a specified incident and information relating to a specified group of people. You claim the submitted information is excepted from disclosure under sections 552.101 and 552.1175 of the Government Code.¹ You have also submitted arguments from the Office of the District Attorney for the Fourth Judicial District (the "district attorney's office"), and we have received comments from the El Paso County Sheriff's Office (the "sheriff's office"). *See* Gov't Code § 552.304 (providing that interested party may submit comments stating why information should or should not be released). We have considered the submitted arguments and reviewed the submitted information.

Initially, you state some of the requested information was the subject of a previous request for information, as a result of which this office issued Open Records Letter No. 2016-12206 (2016). In Open Records Letter No. 2016-12206, we concluded: (1) with the exception of the information we marked for release, the department must withhold the information the department marked under section 552.101 of the Government Code in conjunction with the

¹We understand you to raise section 552.1175 based on your markings.

information). Thus, with the exception of basic information, the department may withhold the submitted information under section 552.108(a)(1) of the Government Code.²

In summary, the department must continue to rely on Open Records Letter No. 2016-12206 as a previous determination and withhold or release the requested information in accordance with that ruling. With the exception of basic information, the department may withhold the submitted information under section 552.108(a)(1) of the Government Code.

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,



Erin Groff
Assistant Attorney General
Open Records Division

EMB/eb

Ref: ID# 623209

Enc. Submitted documents

c: Requestor
(w/o enclosures)

²As our ruling is dispositive, we need not address your remaining arguments against disclosure.