



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 21, 2016

Mr. Benjamin L. Stool
Counsel for the City of Hurst
Boyle & Lowry, L.L.P.
4201 Wingren Drive, Suite 108
Irving, Texas 75062-2763

OR2016-21259

Dear Mr. Stool:

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# 627648.

The City of Hurst (the "city"), which you represent, received a request for information related to the investigation of a specified car crash. You state the city has released some of the requested information, including the police officer's crash report pursuant to section 550.065 of the Transportation Code. *See* Transp. Code § 550.065(c) (providing for release of accident report to person or entity listed under this subsection). You claim the submitted information is excepted from disclosure under sections 552.101 and 552.130 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

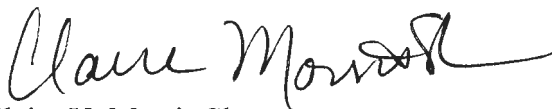
Section 552.130 of the Government Code excepts from disclosure information relating to a motor vehicle operator's license, driver's license, motor vehicle title or registration, or personal identification document issued by an agency of this state or another state or country is excepted from public release. *See* Gov't Code § 552.130. You assert the submitted video recordings contain motor vehicle record information that is excepted from disclosure under section 552.130. Upon review, we find some of the submitted recordings do not contain confidential motor vehicle record information. These recordings, which we have marked for release, may not be withheld under section 552.130 of the Government Code. However, we agree the remaining video recordings contain confidential motor vehicle record information.

In this instance, you state the city does not possess the technological capability to redact information from video files. Thus, with the exception of the video recordings we marked for release, we find the city must withhold the entire video recordings at issue under section 552.130 of the Government Code.¹ See Open Records Decision No. 364 (1983). The city must release the remaining information.

You also ask this office to issue a previous determination that would permit the city to withhold the entirety of a video recording that contains motor vehicle record information under section 552.130 of the Government Code without requesting a ruling from this office. Open Records Decision No. 673 (2001). We decline to issue such a previous determination at this time. Accordingly, this letter ruling 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,



Claire V. Morris Sloan
Assistant Attorney General
Open Records Division

CVMS/som

Ref: ID# 627648

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹As our ruling is dispositive, we need not address your remaining argument against disclosure of the submitted information.