



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 22, 2016

Ms. Mary E. Miller
Assistant District Attorney and Sheriff's Counsel
Denton County Sheriff's Office
127 North Woodrow Lane, Suite 300
Denton, Texas 76205

OR2016-25985

Dear Ms. Miller:

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# 635322.

The Denton County Sheriff's Office (the "sheriff's office") received a request for video recordings pertaining to a specified citation. You claim the submitted information is excepted from disclosure under section 552.130 of the Government Code.¹ We have considered the exception you claim and reviewed the submitted information.

Section 552.130 of the Government Code provides information relating to a motor vehicle operator's or driver's license or permit, a motor vehicle title or registration, or a personal identification document issued by an agency of Texas or another state or country is excepted from public release. Gov't Code § 552.130(a). Upon review, we find one of the submitted video recordings contains information subject to section 552.130. You state the sheriff's office does not have the technological capability to redact the motor vehicle record information from the recording. Accordingly, the sheriff's office must withhold the video recording we have indicated in its entirety under section 552.130. *See* Open Records Decision No. 364 (1983). However, you have failed to demonstrate the remaining video

¹Although you also raise section 552.101 of the Government Code in conjunction with section 552.130 of the Government Code, this office has concluded section 552.101 does not encompass other exceptions found in the Act. *See* Open Records Decision No. 676 at 1-2 (2002).

recording contains any information subject to section 552.130. Thus, the sheriff's office may not withhold the remaining video recording under section 552.130 of the Government Code. The sheriff's office must release the remaining video recording.

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,

A handwritten signature in black ink, appearing to read 'Meredith L. Coffman', with a long, sweeping horizontal line extending to the right.

Meredith L. Coffman
Assistant Attorney General
Open Records Division

MLC/bw

Ref: ID# 635322

Enc. Submitted documents

c: Requestor
(w/o enclosures)