



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 1, 2017

Ms. Jessica Alldredge
Administrative Assistant
Alvarado Police Department
600 South Parkway
Alvarado, Texas 76009

OR2017-24973

Dear Ms. Alldredge:

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# 682800.

The Alvarado Police Department (the "department") received a request for information pertaining to a specified incident. You claim the submitted information is excepted from disclosure under section 552.130 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Initially, we note you have only submitted videos pertaining to the specified incident. To the extent any other responsive information existed on the date the department received the request, we assume you have released it. *See* Open Records Decision No. 664 (2000) (if governmental body concludes that no exceptions apply to requested information, it must release information as soon as possible). If you have not released any such information, you must do so at this time. *See* Gov't Code §§ 552.301(a), .302.

Section 552.130 of the Government Code provides 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 id.* § 552.130. Upon review, we find portions of the submitted information consist of motor vehicle record information. In this instance, you state the department does not possess the technological capability to redact information from

video files. Thus, with the exception of the information we marked for release, we find the department must withhold the entireties of the video recordings at issue under section 552.130 of the Government Code. *See* Open Records Decision No. 364 (1983). However, we find the remaining information at issue does not information subject to section 552.130. Therefore, the department may not withhold any portion of the remaining information under section 552.130. As no further exceptions to disclosure have been raised, the department must release the remaining information.

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,



Britni Ramirez
Assistant Attorney General
Open Records Division

BR/gw

Ref: ID# 682800

Enc. Submitted documents

c: Requestor
(w/o enclosures)