



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 4, 2019

Ms. Stephanie H. Harris
City Attorney
City of Paris
P. O. Box 9037
Paris, Texas 75461-9037

OR2019-03156

Dear Ms. Harris:

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# 748690.

The Paris Police Department (the "department") received a request for specified audio recordings. You state you will release some information. You claim some of 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.

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 Gov't Code § 552.130.* You state the department lacks the technological capability to redact the motor vehicle record information from the recordings. However, because the department had the ability to copy the submitted audio recordings for our review, we believe the department has the capability to produce copies of only the non-confidential portions of the audio recordings. Therefore, the department must withhold the motor vehicle record information we have indicated in the submitted audio recordings under section 552.130 of the Government Code. However, we find the remaining audio recordings do not contain discernible motor vehicle record information. Accordingly,

the department may not withhold any portion of the remaining recordings under section 552.130 of the Government Code. The department must release the remaining information¹

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

EMG/eb

Ref: ID# 748690

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹We note the requestor has a right of access to some of the information being released. *See* Gov't Code § 552.023(a) (governmental body may not deny access to person to whom information relates or person's agent on ground that information is considered confidential by privacy principles); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when individuals request information concerning themselves). Thus, the department must again seek a decision from this office if it receives another request for the same information from another requestor.