



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 1, 2019

Mr. Albert DiMarco
Assistant General Counsel
Texas Department of Public Safety
P.O. Box 4087
Austin, Texas 78773-0001

OR2019-08751

Dear Mr. DiMarco:

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# 765405 (PIR# 19-1098).

The Texas Department of Public Safety (the "department") received a request for all information related to a specified automotive accident. You claim the requested information is subject to a previous determination by our office. You further claim the requested information is excepted from disclosure under section 552.108 of the Government Code. We have considered your arguments.

You state the requested information was the subject of a previous request for information as a result of which this office issued Open Records Letter No. 2018-11653 (2018). In that ruling, we determined the department may withhold the submitted information under section 552.108(a)(1) of the Government Code. You state there has not been any change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, the department may rely on Open Records Letter No. 2018-11653 as a previous determination and withhold the identical information in accordance with that ruling.¹ See Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is

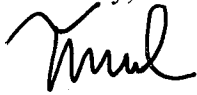
¹As we are able to make this determination, we need not address your remaining argument against disclosure.

precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

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,



Tim Neal
Assistant Attorney General
Open Records Division

TN/jxd

Ref: ID# 765405

c: Requestor