



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 23, 2019

Ms. Myrna S. Reingold
Legal Department
Galveston County
722 Mood Avenue, 5th Floor
Galveston, Texas 77550

OR2019-10691

Dear Ms. Reingold:

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# 761294.

Galveston County (the "county") received two requests from different requestors for information pertaining to a specified incident involving a named individual. You state you have released some of the requested information. You claim the submitted information is excepted from disclosure under sections 552.101, 552.103, 552.108, and 552.130 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

You state the requested information was the subject of a previous request for a ruling, as a result of which this office issued Open Records Letter No. 2017-11133 (2017). In that ruling, we determined (1) the county may withhold the marked information under section 552.108(a)(1) of the Government Code, and (2) the county must withhold dates of birth under section 552.101 of the Government Code in conjunction with common-law privacy. You state the law, facts, or circumstances on which the prior ruling was based have not changed. Thus, the county must continue to rely on Open Records Letter No. 2017-11133 as a previous determination and withhold or release the information at issue in accordance with that ruling. *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 precisely same information as was

addressed in a prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure). As we are able to make this determination, we need not address the county's arguments against disclosure of this 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,



Ashley Crutchfield
Assistant Attorney General
Open Records Division

AC/sb

Ref: ID# 761294

Enc. Submitted documents

c: 2 Requestors
(w/o enclosures)