



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

July 25, 2019

Mr. Jesse M. Blakley, Jr.  
Assistant District Attorney  
Brazoria Criminal  
111 E. Locust, Suite 408A  
Angelton, Texas 77515

OR2019-20373

Dear Mr. Blakley:

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# 778126 (19-0386).

Brazoria County (the "county") received a request for information pertaining to a specified incident involving the requestor's client. You state the county released information to the requestor, but made redactions as permitted by section 552.130(c) of the Government Code without requesting a decision from this office. Pursuant to section 552.130(d), the requestor has asked this office to review the information redacted by the county and render a decision as to whether it is excepted from disclosure under section 552.130(a) of the Government Code. We have considered the county's position and reviewed the 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(a). We note section 552.130 protects personal privacy. Further, as noted as above, the requestor is the authorized representative of an individual involved in the incident at issue. As such, the requestor, has a right of access to the her client's information. *See id.* § 552.023(a) ("[a] person or a person's authorized representative has a special right of access, beyond the right of the general public, to information held by a governmental body that relates to the person and that is protected from public disclosure by laws intended to protect that person's privacy

interests”); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when an individual or authorized representative asks governmental body to provide information concerning that individual). However, we are unable to determine whether the submitted motor vehicle record information belongs to the requestor’s client. Therefore, to the extent the information the county previously redacted belongs to the requestor’s client, the county must release to the requestor the information pertaining to her client. To the extent the information at issue does not pertain to the requestor’s client, the county must continue to withhold the motor vehicle record information previously redacted under section 552.130 of the Government Code.

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](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,



Ramsey A. Abarca  
Assistant Attorney General  
Open Records Division

RAA/jxd

Ref: ID# 778126

Enc. Submitted documents

c: Requestor  
(w/o enclosures)