



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

August 16, 2019

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

OR2019-22834

Dear Mr. Sears:

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# 780906 [PIR No. 19-2297].


The Texas Department of Public Safety (the "department") received a request for the retirement letter pertaining to a named individual. You claim the submitted information is excepted from disclosure under section 552.103 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

You inform us the requested information was the subject of two previous requests for information, as a result of which this office issued Open Records Letter Nos. 2019-10850 (2019) and 2019-10881 (2019). You state there has been no change in the law, facts, or circumstances on which the previous rulings were based. Accordingly, we conclude the department may rely on Open Records Letter Nos. 2019-10850 (2019) and 2019-10881 (2019) as previous determinations and withhold the identical information in accordance with those rulings. *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 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 department's remaining argument against disclosure of the submitted 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 <https://www.texasattorneygeneral.gov/open-government/members-public/what-expect-after-ruling-issued> or call the OAG's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Public Information Act may be directed to the Cost Rules Administrator of the OAG, toll free, at (888) 672-6787.

Sincerely,

A handwritten signature in black ink that reads "Pearlie Gault". The signature is written in a cursive style with a large, stylized initial "P".

Pearlie Gault
Attorney
Open Records Division

PG/eb

Ref: ID# 780906

Enc. Submitted documents

c: Requestor
(w/o enclosures)