



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

August 20, 2019

Mr. Jeffrey C. Monk  
Administration Manager  
Houston Police Department  
1200 Travis, 21st Floor  
Houston, Texas 77002-6000

OR2019-23093

Dear Mr. Monk:

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# 781366 (OR# 19-05198).

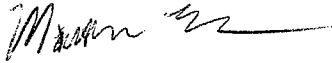
The Houston Police Department (the "department") received a request for officer body worn camera video recordings pertaining to a specified motor vehicle accident. You claim the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Generally, the Act authorizes the Office of the Attorney General to render decisions and opinions in two situations. The first occurs when a governmental body receives a written request for information from an individual or entity acting as a member of the public and requests a ruling from this office because the governmental body wishes to withhold responsive information in accordance with one of the Act's exceptions to disclosure. *See* Gov't Code §§ 552.301, .306. The second situation occurs when this office issues "materials, including detailed and comprehensive written decisions and opinions, that relate to or are based on [the Act]" in order to "maintain uniformity in the application, operation, and interpretation of [the Act]." *Id.* § 552.011

We note the submitted information is not responsive to the request for information because it does not consist of an officer body-worn camera video recording. The Act does not

require a governmental body to release non-responsive information.<sup>1</sup> Therefore, because this situation falls outside of the Act and beyond the scope of this office's authority to render a decision, we consider this matter closed. If you have any questions with regard to this letter, please refer to ID# 781366.

Sincerely,



Matthew Taylor  
Assistant Attorney General  
Open Records Division

MHT/be

Ref: ID# 781366

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

---

<sup>1</sup> The Act does not require a governmental body to disclose information that did not exist when the request for information was received. *See generally Econ. Opportunities Dev. Corp. v. Bustamante*, 562 S.W.2d 266 (Tex. Civ. App.—San Antonio 1978, writ dismissed).