



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

September 11, 2019

Mr. John Saenz  
Crime Records Office  
McAllen Police Department  
P. O. Box 220  
McAllen, Texas 78505-0220

OR2019-25496

Dear Mr. Saenz:

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# 785098.

The McAllen Police Department (the "department") received a request for information pertaining to a specified motor vehicle accident. You state the department released some information. You claim the submitted information is excepted from disclosure under sections 552.101 and 552.130 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

Initially, we understand you to assert portions of the submitted video recordings are not responsive to the present request for information because this information consists of "driver's license information and vehicle registration information for parties not subject to this accident investigation[.]" However, we note the present request seeks, among other types of information, dashboard camera recordings pertaining to the incident specified in the request. Further, we note the recordings at issue pertain to the specified incident. Upon review, we find the entirety of the submitted information is responsive to the present request for information. Accordingly, we will consider your arguments against disclosure of the submitted information.

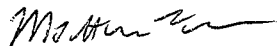
Section 552.130 of the Government Code provides information relating to a motor vehicle operator's or driver's license or permit, a motor vehicle title or registration, or a personal identification document issued by an agency of Texas or another state or country is excepted

from public release. Gov't Code § 552.130(a). Upon review, we find the submitted video recordings contain information subject to section 552.130. You state the department does not have the technological capability to redact the motor vehicle record information from the recordings. Accordingly, the department must withhold the submitted recordings in their entirety under section 552.130 of the Government Code.<sup>1</sup> See Open Records Decision No. 364 (1983).

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,



Matthew Taylor  
Assistant Attorney General  
Open Records Division

MHT/gw

Ref: ID# 785098

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

---

<sup>1</sup> As our ruling is dispositive, we need not address your remaining argument against disclosure of the submitted information.