



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 4, 2019

Ms. April Bryant
Public Safety Communications Manager
Collin County Sheriff's Office
4300 Community Avenue
McKinney, Texas 75071

OR2019-33923

Dear Ms. Bryant:

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# 799528 (ORR# 19-9).

The Collin County Sheriff's Office (the "sheriff's office") received a request for information pertaining to a specified accident. The sheriff's office states it has released some of the requested information, but claims some of the submitted information is excepted from disclosure under sections 552.101 and 552.130 of the Government Code. We have considered the claimed exceptions and reviewed the submitted information.

Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. This section encompasses chapter 772 of the Health and Safety Code, which authorizes the development of local emergency communication districts. Section 772.318 of the Health and Safety Code applies to an emergency communication district for a county with a population of more than 20,000 and makes confidential the originating telephone numbers and addresses of 9-1-1 callers that are furnished by a 9-1-1 service supplier. *See* Open Records Decision No. 649 (1996). The sheriff's office informs us it is part of an emergency communication district that is subject to section 772.318 of the Health and Safety Code. The sheriff's office also states the information it has marked under section 552.318 was provided by a 9-1-1 service supplier. Based on these representations, we agree the sheriff's office must withhold the telephone number it has marked under section 552.101 of the Government Code in conjunction with section 772.318 of the Health and Safety Code.

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

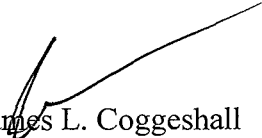
identification document issued by an agency of this state or another state or country is excepted from public release. *See* Gov't Code § 552.130. The requestor has a right of access to some of the submitted motor vehicle record information pursuant to section 552.023 of the Government Code. *See id.* § 552.023(a) (“person’s authorized representative has special right of access, beyond right of general public, to information held by governmental body that relates to 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 individual requests information concerning herself). However, the sheriff’s office must withhold the remaining motor vehicle record information, which we have marked, under section 552.130 of the Government Code. Section 552.130 is not applicable to the remaining information and the sheriff’s office may not withhold it on that ground.

In summary, the sheriff’s office must withhold the telephone number it has marked under section 552.101 of the Government Code in conjunction with section 772.318 of the Health and Safety Code. The sheriff’s office must also withhold the information we have marked under section 552.130 of the Government Code. The sheriff’s office must release the remaining 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,



James L. Coggeshall
Assistant Attorney General
Open Records Division

JLC/rm

Ref: ID# 799528

Enc. Submitted documents

c: Requestor
(w/o enclosures)