



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 24, 2020

Ms. Allison A. Bastian
Counsel for City of Harlingen
Denton Navarro Rocha Bernal Hyde & Zech, P.C.
2517 North Main Avenue
San Antonio, Texas 78212-4685

OR2020-11747

Re: Information for police case 20-9501 - accident on 02/01/20.

Dear Ms. Bastian:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 823238.

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You must release the accident report in its entirety to the requestor pursuant to section 550.065(c) of the Transportation Code. You claim the remaining information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. Upon review of your arguments and the remaining information, we conclude you may withhold the remaining information under section 552.108(a)(1).¹ However, you must release the basic information pursuant to section 552.108(c) of the Government Code, which you state you have done. As our ruling is dispositive, we need not address your remaining arguments, except to note basic information does not include dates of birth or motor vehicle record information encompassed by section 552.130 of the Government Code. *See* Open Records Decision No. 127 at 3-4 (1976).

For more information on the cited exception, please refer to the open government information on our website at <https://www.texasattorneygeneral.gov/open-government/governmental-bodies/open-records-memorandum-rulings>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹ As we are able to make this determination, we do not address the applicability of section 1701.661(a) of the Occupations Code to the submitted recordings. *See generally* Occ. Code § 1701.661(a), (e).