



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

August 3, 2020

Mr. Thomas L. McMillian
Assistant City Attorney
City of Amarillo
200 Southeast 3rd Avenue, 4th Floor
Amarillo, Texas 79101-1514

OR2020-19298

Re: Requests for information pertaining to two specified incidents

Dear Mr. McMillian:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 839840 (APD Requests 20-1478 and 20-1599).

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue.¹ Thus, we are addressing your claims in a memorandum opinion. You claim the submitted 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 submitted information, we conclude you may withhold the submitted information under section 552.108(a)(1).² However, as you acknowledge, you must release the basic information, which includes a detailed description of the offense, from the submitted reports pursuant to section 552.108(c) of the Government Code. *See* Open Records Decision No. 127 (1976) (summarizing types of information considered to be basic information).

¹ We note the Amarillo Police Department (the "department") received an initial request for some of the same information from this requestor on May 5, 2020. In response to the initial request, the department informs us it released basic information to the requestor within five business days and withheld certain information under section 552.108(a)(1) of the Government Code, pursuant to the previous determination this office issued to the department in Open Records Letter No. 2019-05295 (2019). Subsequently, the requestor made a second and third request for the same information on May 28, 2020, and June 8, 2020, respectively.

² 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 video recordings. *See generally* Occ. Code § 1701.661(a), (e).

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)