



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

September 18, 2020

Mr. Eric C. Farrar  
Counsel for The City of Stafford  
Olson & Olson LLP  
2727 Allen Parkway, Suite 600  
Houston, Texas 77019-2133

OR2020-23613

Dear Mr. Farrar:

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# 844770 (Reference Nos. ORR-95-2020, ORR-132-2020, ORR-141-2020, ORR-99-2020, PD-398-2020, ORR-153-2020, and PD-450-2020).

The City of Stafford (the "city"), which you represent, received multiple requests from the same requestor for information pertaining to specified topics, specified incidents, and specified policies during defined periods of time. You state the city released information to the requestor, but made redactions 552.130(c) of the Government Code without requesting a decision from this office.<sup>1</sup> Pursuant to section 552.130(d), the requestor has asked this office to review the information redacted by the city and render a decision as to whether it is excepted from disclosure under section 552.130(a) of the Government Code. We have considered the city's position and reviewed the information.

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<sup>1</sup> We note the city submitted requests for rulings pursuant to section 552.301(a) of the Government Code regarding the remaining information requested by this requestor. As a result, this office issued Open Records Letter Nos. 2020-16870 (2020), 2020-19456 (2020), and 2020-19945 (2020). Open Letter Records No. 2020-16870 concluded the city must: (1) withhold all public citizens' dates of birth under section 552.101 of the Government Code in conjunction with common-law privacy; (2) withhold the names and badge numbers of the undercover officers, which it marked, under section 552.152 of the Government Code; and (3) release the remaining information. Open Records Letter No. 2020-19456 concluded: with the exception of basic information, which must be released, the city may withhold the submitted information under section 552.108(a)(1) of the Government Code. Open Records Letter No. 2020-19945 concluded: (1) the city must withhold report 14-2184 under section 552.101 of the Government Code in conjunction with section 261.201 of the Family Code; and (2) with the exception of the basic information, which must be released, the city may withhold reports 18-2334 and 19-3056 under section 552.108(a)(1) of the Government Code and reports 19-2623, 20-0751, 2015-00018061, 2015-00101185, 2016-00035089, 2018-00008872, 2019-00056777, 2019-00062534 and 2019-00079187 under section 552.108(a)(2) of the Government Code.

Section 552.130 of the Government Code excepts from disclosure 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 this state or another state or country. Gov't Code § 552.130(a). Accordingly, with the exception of the information we marked for release, the city must withhold the information you marked, and the additional information we marked under section 552.130 of the Government Code. However, we find the city has failed to demonstrate the applicability of section 552.130 to the remaining information at issue. Therefore, the remaining information at issue may not be withheld under section 552.130 of the Government Code. The city 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,

Jahna Ward  
Assistant Attorney General  
Open Records Division

JW/jm

Ref: ID# 844770

Enc. Submitted documents

c: Requestor  
(w/o enclosures)