



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 5, 2022

Mr. David Overcash
Counsel for the City of Anna
Wolfe, Tidwell, & McCoy, L.L.P.
2591 Dallas Parkway, Suite 300
Frisco, Texas 75034

OR2022-09916

Dear Mr. Overcash:

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# 939983 (City's File No. W003630-010322).

The City of Anna (the "city"), which you represent, received a request for information pertaining to a specified incident. You state you released some information. You claim the submitted information is excepted from disclosure under section 552.130 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.130 of the Government Code excepts from disclosure 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.* Upon review, we find some of the submitted video recordings, contain confidential motor vehicle record information. In this instance, the city states it does not possess the technological capability to redact information from video files. Thus, with the exception of the video recording we indicated for release, the city must withhold the submitted video recordings in their entirety under section 552.130 of the Government Code. *See Open Records Decision No. 364 (1983).* However, we find the city failed to demonstrate any of the remaining information is subject to section 552.130 of the Government Code. Therefore, the city may not withhold any of the remaining information 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,

Pearlie Gault
Attorney
Open Records Division

PG/jxd

Ref: ID# 939983

Enc. Submitted documents

c: Requestor
(w/o enclosures)