



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 11, 2022

Mr. James Kopp
Assistant City Attorney
City of San Antonio
P.O. Box 839966
San Antonio, Texas 78207

OR2022-31203

Dear Mr. Kopp:

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# (ORR#).

The San Antonio Police Department (the "department") received a request for Records related to a specified arrest of named individuals. The department claims the submitted information is excepted from disclosure under sections 552.101 and 552.108 of the Government Code. We have considered the exceptions the department claims and reviewed the submitted information.

The submitted information was the subject of Open Records Letter No. 2022-18860 (2022), which related to a previous request for information from the same requestor. In that ruling, we determined (1) the body worn camera recordings were not properly requested pursuant to chapter 1701 of the Occupations Code and need not be released; (2) if the department determined the remaining information was not needed to provide services under chapter 264 of the Family Code, then the department must withhold the remaining information under section 552.101 of the Government Code in conjunction with section 261.201(a) of the Family Code; and (3) if the department determined the information was needed to provide services under chapter 264 of the Family Code, then the department must withhold all motor vehicle record information under section 552.130 of the Government Code but may release the remaining information to this requestor pursuant to section 264.408(c) of the Family Code. We have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, the department may rely on Open Records Letter No. 2022-18860 as a previous determination and withhold or release the information in accordance with that ruling. *See* Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is

precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

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,

Claire V. Morris Sloan
Assistant Attorney General
Open Records Division

CVMS/pt

Ref: ID# 977110

Enc. Submitted documents

c: Requestor
(w/o enclosures)