



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

July 27, 1990

Mr. Don J. Rorschach
Attorney for City of Irving
P.O. Box 152288
Irving, Texas 75015-2288

OR90-327

Dear Mr. Rorschach:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 10123.

The Irving Police Department received an open records request for the home address of persons arrested by the department. You raise none of the act's exceptions with regard to this information, but inquire whether you must release this information when it is found in the arrestees' individual criminal file.

The Texas court of appeals, in Houston Chronicle Publishing Co. v. City of Houston, 531 S.W.2d 177 (Tex. Civ. App. - Houston [14th Dist.] 1975), writ ref'd n.r.e. per curiam, 536 S.W.2d 559 (Tex. 1976), established the types of information that police departments may and may not withhold pursuant to section 3(a)(8) of the Open Records Act. That decision specifically held that defendants' home addresses are public information. Id. at 180, 188. If this information is found in a document that also contains information protected by section 3(a)(8) as specified in Houston Chronicle, that other information may be withheld. You must, however, release the requested information.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-327.

Yours very truly,

A handwritten signature in cursive script that reads "Susan Garrison".

Susan Garrison
Assistant Attorney General
Opinion Committee

SG/RWP/le
Ref.: ID# 10123