



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

July 30, 1996

Ms. Roxanne Pais  
Assistant City Attorney  
City of Dallas  
City Hall  
Dallas, Texas 75201

OR96-1331

Dear Ms. Pais:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 100556.

The City of Dallas (the "city") received a request for a narrative regarding an arrest. You assert that the requested information is excepted from disclosure pursuant to section 552.108 of the Government Code.

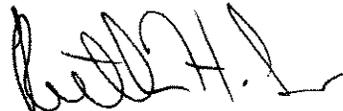
Section 552.108 excepts from disclosure "[i]nformation held by a law enforcement agency or prosecutor that deals with the detection, investigation, or prosecution of crime." and "[a]n internal record or notation of a law enforcement agency or prosecutor that is maintained for internal use in matters relating to law enforcement or prosecution." Gov't Code § 552.108; *see Holmes v. Morales*, 39 Tex. Sup. Ct. J. 781, 1996 WL 325601 (June 14, 1996). We note, however, that information normally found on the front page of an offense report is generally considered public. *See generally 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); Open Records Decision No. 127 (1976).

Thus, you must release the type of information that is considered to be front page offense report information, even if this information is not actually located on the front page of the offense report. We note that the location of this information is not determinative. The *type* of information must be examined rather than whether it is actually located on the front page of a report. *See* Open Records Decision No. 127 (1976) at 5. We note that page 1 of the arrest report submitted to this office does not contain a detailed description of the offense and arrest, which must be provided to the requestor as

it is front page offense report information. *Id.* We have enclosed a summary of the types of information that are generally public as a guide in determining what portion of the narrative must be released.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,



Ruth H. Soucy  
Assistant Attorney General  
Open Records Division

RHS/ch

Ref.: ID# 100556

Enclosures: Submitted documents  
Open Records Decision No. 127 Summary

cc: Ms. Sandra Luna  
602 North Young  
DeSoto, Texas 75115  
(w/o enclosures)