



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

December 10, 1996

Mr. Jay H. Granberry
Assistant City Attorney I
City of Bryan
P.O. Box 1000
Bryan, Texas 77805

OR96-2344

Dear Mr. Granberry:

You ask whether certain information is subject to required public disclosure under the Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 102776.

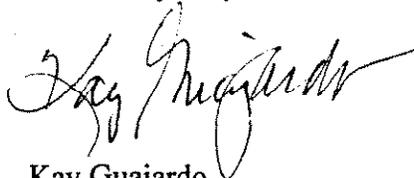
The City of Bryan ("city") received two requests for various information concerning a certain automobile accident. You state that the city released to the requestor a copy of the accident report. You assert that the requested records are excepted from required public disclosure based on section 552.108 of the Government code.

Section 552.108 of the Government Code 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*, 924 S.W.2d 920 (Tex. 1996). Information normally found on the front page of an offense report is generally considered public. *Houston Chronicle Publ'g 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).

The information at issue consists of information held by a law enforcement agency that deals with the detection, investigation, or prosecution of crime. We therefore conclude that except for front page offense report information, which includes a narrative of the incident, section 552.108 of the Government Code excepts the requested records from required public disclosure. On the other hand, you may choose to release all or part of the information that is not otherwise confidential by law. Gov't Code § 552.007.

We are resolving this matter with this 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 may 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,



Kay Guajardo
Assistant Attorney General
Open Records Division

KHG/rho

Ref.: ID# 102776

Enclosures: Submitted documents

cc: Mr. Richard Baldwin
P.O. Drawer 1800
Waco, Texas 76703
(w/o enclosures)

Mr. Mike E. James, Jr.
Stress Dynamics Incorporated
707 Texas Avenue, Suite 202 D
College Station, Texas 77840-1975
(w/o enclosures)