



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

July 31, 2009

Mr. Gregory A. Alicie  
Open Records Specialist  
Baytown Police Department  
3200 North Main Street  
Baytown, Texas 77521

OR2009-10630

Dear Mr. Alicie:

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# 353617.

The Baytown Police Department (the "department") received a request for a police report regarding a specific case. You claim that portions of the submitted information are excepted from disclosure under sections 552.130 and 552.147 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

You assert the portions of the submitted information you have marked in pink are excepted from disclosure under section 552.130 of the Government Code. This section excepts from disclosure information that "relates to ... a motor vehicle operator's or driver's license or permit issued by an agency of this state [or] a motor vehicle title or registration issued by an agency of this state." Gov't Code § 552.130. Section 552.130 does not apply to out-of-state motor vehicle record information. We note that you have marked information regarding two vehicles, a pickup truck and an all-terrain vehicle. The pickup truck is registered out-of-state, thus none of the information pertaining to the pickup truck may be withheld under section 552.130. It is unclear, however, in which state the all-terrain vehicle is registered. Therefore, we are forced to rule conditionally. If the all-terrain vehicle is registered in Texas, the department must withhold the Texas motor vehicle information we have marked under section 552.130 of the Government Code. If the all-terrain vehicle is not registered in Texas, the information must be released.

You claim the portions of the remaining information you have marked in green constitute social security numbers for purposes of section 552.147 of the Government Code. This statute provides that "[t]he social security number of a living person is excepted from"

required public disclosure under the Act. Gov't Code § 552.147. We understand you to claim that the numbers you have marked in green are partial social security numbers. Accordingly, the department may withhold the information you have marked in green pursuant to section 552.147 of the Government Code.<sup>1</sup>

In summary, the department must withhold the motor vehicle record information relating to the all-terrain vehicle under section 552.130 if the all-terrain vehicle is registered in Texas. The department may withhold the green-highlighted social security numbers you have marked under section 552.147. The remaining information must be released.

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 [http://www.oag.state.tx.us/open/index\\_orl.php](http://www.oag.state.tx.us/open/index_orl.php), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General at (512) 475-2497.

Sincerely,



Mack T. Harrison  
Assistant Attorney General  
Open Records Division

MTH/eeg

Ref: ID# 353617

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

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<sup>1</sup>We note that section 552.147(b) of the Government Code authorizes a governmental body to redact a living person's social security number from public release without the necessity of requesting a decision from this office under the Act.