



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 5, 2009

Ms. Marivi Gambini
Paralegal
City Attorney's Office
City of Irving
825 W. Irving Boulevard
Irving, Texas 75060

OR2009-13985

Dear Ms. Gambini:

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# 357348.

The City of Irving (the "city") received a request for the employment application of a specified city employee, as well as information that shows how that employee is qualified to inspect structures. You state you released most of the requested information. You state you redacted the employee's home address, home telephone numbers, and social security number from the information you released pursuant to section 552.024(c)(2) of the Government Code. Act of May 17, 1993, 73rd Leg., R.S., ch. 268, § 1, 1993 Tex. Gen. Laws 583, 599, amended by Act of June 3, 2009, 81st Leg., R.S., ch. 283, § 1, 2009 Tex. Sess. Law Serv. 741, 741 (Vernon) (to be codified as amendment to Gov't Code § 552.024(c)) (permitting governmental bodies to redact certain personal information pertaining to employees who properly elected to keep their information confidential, without the necessity of requesting a decision from this office). You claim the information you highlighted is excepted from disclosure under section 552.130 of the Government Code. We have considered the exception you claim and reviewed the submitted application.

Section 552.130 of the Government Code provides as follows

(a) Information is excepted from [required public disclosure] if the information relates to:

- (1) a motor vehicle operator's or driver's license or permit issued by an agency of this state;
- (2) a motor vehicle title or registration issued by an agency of this state; or
- (3) a personal identification document issued by an agency of this state or a local agency authorized to issue an identification document.

(b) Information described by Subsection (a) may be released only if, and in the manner, authorized by Chapter 730, Transportation Code.

Gov't Code § 552.130. We agree the Texas driver's license information you highlighted is made confidential by section 552.130. Further, we agree the requestor is not eligible to receive this information under chapter 730 of the Transportation Code. Accordingly, the city must withhold the Texas driver's license information you highlighted under section 552.130. 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, 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, toll free, at (888) 672-6787.

Sincerely,



Bob Davis
Assistant Attorney General
Open Records Division

RSD/cc

Ref: ID# 357348

Enc. Submitted documents

cc: Requestor
(w/o enclosures)