



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

December 20, 2010

Ms. Tiffany Bull  
Assistant City Attorney  
Arlington Police Department  
P.O. Box 1065  
Arlington, Texas 76004-1065

OR2010-19106

Dear Ms. Bull:

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# 408409 (Arlington P.D. Reference No. 2559-112410).

The Arlington Police Department (the "department") received a request for the requestor's blood alcohol test results for a specified incident. You claim that the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Initially, we note that most of the submitted information is not responsive to the instant request for information because that information does not consist of the blood alcohol test results requested. This ruling does not address the public availability of any information that is not responsive to the request, and the department is not required to release that information in response to the request.

The responsive information consists of the blood test results of the requestor. Section 724.018 of the Transportation Code provides that on request of the person who has given a specimen at the request of a peace officer, full information concerning the analysis of the specimen must be made available to that person or the person's attorney. Transp. Code § 724.018. Here, the requestor is the individual who submitted the specimen at the request of a peace officer. Thus, the department must release the blood test results contained

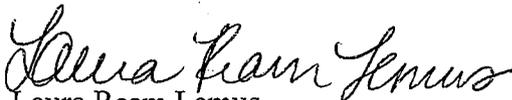
in the submitted information, which we have marked, to this requestor pursuant to section 724.018 of the Transportation Code.

In summary, the department must release the information we have marked to this requestor pursuant to section 724.018 of the Transportation Code. This ruling does not address the remaining submitted information, which is not responsive and need not be released.<sup>1</sup>

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, toll free, at (888) 672-6787.

Sincerely,



Laura Ream Lemus  
Assistant Attorney General  
Open Records Division

LRL/tf

Ref: ID# 408409

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

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<sup>1</sup>As our determination is dispositive, we need not address your arguments against the disclosure of the submitted information.