



ATTORNEY GENERAL OF TEXAS

GREG ABBOTT

April 7, 2011

Ms. Angela Hahn  
Public Information Manager  
City of Brenham  
P.O. Box 1059  
Brenham, Texas 77834-1059

OR2011-04828

Dear Ms. Hahn:

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# 413956.

The Brenham Police Department (the "department") received a request for six categories of information pertaining to a specified traffic stop, including the related 9-1-1 call recording. You state you will release some of the requested information to the requestor. You claim that the submitted information is excepted from disclosure under section 552.130 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.130 of the Government Code 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(a). Upon review, we agree portions of the submitted audio recording include Texas motor vehicle record information subject to section 552.130 of the Government Code. You state the department lacks the technical capability to redact this information from the recording. We therefore conclude the department must withhold the submitted audio recording in its entirety under section 552.130 of the Government Code. *See* Open Records Decision No. 364 (1983).

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,



Vanessa Burgess  
Assistant Attorney General  
Open Records Division

VB/dls

Ref: ID# 413956

Enc. Submitted documents

c: Requestor  
(w/o enclosures)