ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

November 14, 2011

Mr. R. Brooks Moore
Assistant General Counsel
Texas A&M University System
A&M System Building, Suite 2079
200 Technology Way
College Station, Texas 77845-3424

OR2011-16701

Re: Request for case/incident #11-03556 (TAMU 11-632)

Dear Mr. Moore:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 441806 (TAMU Request# 11-632).

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim the marked information must be withheld from the requestor pursuant to section 552.130 of the Government Code. We agree you must withhold the marked motor vehicle record information in accordance with section 552.130 of the Government Code.[1]

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[1]You continue to state you may redact license plate numbers under section 552.130(c) of the Government Code. This is an incorrect statement. On September 1, 2011, the Texas legislature amended section 552.130 to allow a governmental body to redact the information described in subsections 552.130(a)(1) and (a)(3), such as driver's license numbers, without the necessity of seeking a decision from the attorney general. *See* Act of May 30, 2011, 82nd Leg., R.S., S.B. 602, § 22 (to be codified at Gov't Code § 552.130(c)). If a governmental body redacts such information, it must notify the requestor in accordance with section 552.130(e). *See* Act of May 30, 2011, 82nd Leg., R.S., S.B. 602, § 22 (to be codified at Gov't Code § 552.130(d), (e)). However, the amendments are limited to the information described in subsections 552.130(a)(1) and (a)(3) and, as you acknowledge, do not permit a governmental body to redact information described in subsection 552.130(a)(2) regarding motor vehicle titles and registration, such as a license plate number, without asking the attorney general for a decision.

For more information on the cited exception, as well as information on the rights and obligations of governmental bodies and requestors, please refer to open government information contained on the Office of the Attorney General website at www.oag.state.tx.us. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor
(w/o enclosures)