ATTORNEY GENERAL OF TEXAS

GREG ABBOTT

December 6, 2011

Ms. Judith N. Benton
Assistant City Attorney
City of Waco
P.O. Box 2570
Waco, Texas 76702-2570

OR2011-17936

Dear Ms. Benton:

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# 443828 (Ref. No. LGL-11-1611).

The City of Waco (the "city") received a request for information related to a specified accident. You state some responsive information will be made available to the requestor, but claim portions of the submitted information are excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

We note you seek to withhold information relating to 9-1-1 callers. In Open Records Letter No. 2011-15629 (2011), this office issued a previous determination to the city authorizing the city to withhold originating telephone numbers and addresses of 9-1-1 callers furnished to the city by a service supplier established in accordance with chapter 772 of the Health and Safety Code under section 552.101 of the Government Code in conjunction with section 772.118 of the Health and Safety Code without requesting a decision from this office. *See* Gov't Code § 552.301(a); Open Records Decision No. 673 (2001) (listing elements of second type of previous determination under section 552.301(a) of the Government Code). You state the telephone number you have marked is the originating telephone of a 9-1-1 caller furnished by a service supplier established in accordance with chapter 772. We understand the address we have marked is the originating address of a 9-1-1 caller which also was furnished by a service supplier established in accordance with chapter 772. As such, the

city must withhold the marked telephone number and address in accordance with the previous determination issued to the city in Open Records Letter No. 2011-15629.

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,

Cindy Nettles
Assistant Attorney General
Open Records Division

CN/dls

Ref: ID# 443828

Enc. Submitted documents

c: Requestor
(w/o enclosures)