



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

January 26, 2012

Ms. Judi S. Rawls
Assistant City Attorney
Police Legal Counsel
Beaumont Police Department
P.O. Box 3827
Beaumont, Texas 77704-3827

OR2012-01340

Dear Ms. Rawls:

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# 443382 (ORR 11-08).

The Beaumont Police Department (the "department") received a request for information pertaining to a specified accident. You state some information has been released to the requestor. You claim the submitted information is excepted from disclosure under sections 552.101 and 552.147 of the Government Code.¹ We have considered the exceptions you claim and reviewed the submitted information.

Section 552.130 of the Government Code provides information relating to a motor vehicle title or registration issued by an agency of this state or another state or country is excepted from public release.² Gov't Code § 552.130(a)(2). Upon review, we find the submitted video recording contains a license plate number of a vehicle that does not belong to the

¹Although you do not raise sections 552.101 and 552.147 of the Government Code in your brief, we understand you to assert these exceptions based on your arguments.

²The Office of the Attorney General will raise a mandatory exception on behalf of a governmental body, but ordinarily will not raise other exceptions. See Open Records Decision Nos. 481 (1987), 480 (1987), 470 (1987).

requestor's client, which is subject to section 552.130. Because you state the department does not have the technological capability to redact information from the submitted video, we determine the department must withhold the video recording in its entirety under section 552.130 of the Government Code. As our ruling is dispositive, we need not address your remaining arguments.

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,



Ana Carolina Vieira
Assistant Attorney General
Open Records Division

ACV/agn

Ref: ID# 443382

Enc. Submitted documents

c: Requestor
(w/o enclosures)