



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

April 15, 2013

Mr. Matthew B. Cross  
Assistant City Attorney  
City of El Paso  
P.O. Box 1890  
El Paso, Texas 79950-1890

OR2013-06022

Dear Mr. Cross:

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# 489741.

The El Paso Police Department (the "department") received a request for information pertaining to a specified incident involving the requestor. You state the department has released some information to the requestor. You claim some of the submitted information is excepted from disclosure under sections 552.130 and 552.147 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

Section 552.130 of the Government Code provides that information relating to a motor vehicle operator's license, driver's license, motor vehicle title, or registration issued by an agency of this state or another state or country is excepted from public release. Gov't Code § 552.130(a)(1)-(2). We note you seek to withhold the requestor's motor vehicle record information. However, the requestor has a right of access to his own motor vehicle record information pursuant to section 552.023 of the Government Code. *See id.* § 552.023(b) (governmental body may not deny access to person to whom information relates or person's agent on grounds that information is considered confidential by privacy principles); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when individuals request information concerning themselves). Accordingly, the department may not withhold the information you have marked under section 552.130 from this requestor.

Section 552.147 of the Government Code excepts from disclosure the social security number of a living person. Gov't Code § 552.147. You seek to withhold the requestor's social security number. However, the requestor has a right of access to his own social security number. *See id.* § 552.023. Accordingly, the department may not withhold the information you have marked under section 552.147 from this requestor. As you raise no further exceptions to disclosure, the department must release the submitted information.<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,



Sean Nottingham  
Assistant Attorney General  
Open Records Division

SN/tch

Ref: ID# 489741

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

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<sup>1</sup>Because the present requestor has a right of access to some of the information being released that the department ordinarily would be required to withhold from the general public, the department should resubmit this same information and request another ruling if it receives another request for this information from a different requestor. *See* Gov't Code §§ 552.301 (a), .302.