



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

April 22, 2013

Ms. Jessica Alldredge
Records Clerk
Alvarado Police Department
600 South Parkway
Alvarado, Texas 76009

OR2013-06533

Dear Ms. Alldredge:

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# 484951.

The Alvarado Police Department (the "department") received a request for information pertaining to a specified incident. You claim 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.

Initially, we note the department has only submitted a video recording for our review. To the extent any additional responsive information pertaining to the specified incident existed when the department received the request for information, we assume it has been released. If such information has not been released, then it must be released at this time. *See* Gov't Code §§ 552.006, .301, .302; Open Records Decision No. 664 (2000) (if governmental body concludes no exceptions apply to the requested information, it must release information as soon as possible).

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 another state or country[.]" *See* Gov't Code § 552.130(a)(1). The submitted video recording contains audible driver's license information. You claim the department does not have the technological capacity to redact the driver's license information from the submitted

video recording. Therefore, we find the department must withhold the video recording in its entirety under section 552.130 of the Government Code.

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,

A handwritten signature in black ink, consisting of several overlapping, sweeping lines that form the name 'Ana Carolina Vieira'.

Ana Carolina Vieira
Assistant Attorney General
Open Records Division

ACV/ag

Ref: ID# 484951

Enc. Submitted documents

c: Requestor
(w/o enclosures)