



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

January 10, 2014

Mr. Brad Bowman
General Counsel
Office of General Counsel
Texas Department of Licensing and Regulation
P.O. Box 12157
Austin, Texas 78711

OR2014-00699

Dear Mr. Bowman:

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# 510688 (TDLR# 9734).

The Texas Department of Licensing and Regulation (the "department") received a request for any and all department records relating to a specified incident. You state the department released some information. You claim the submitted information is excepted from disclosure under sections 552.101, 552.103, and 552.108 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

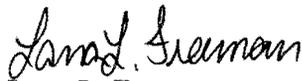
We note the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2013-21862 (2013). In this ruling, we concluded the department must: (1) continue to rely on Open Records Letter No. 2013-21028 (2013) as a previous determination and withhold or release the information at issue in accordance with that ruling; (2) withhold the information we marked under section 552.101 of the Government Code in conjunction with federal law and chapter 411 of the Government Code; (3) withhold the motor vehicle record information we marked under section 552.130 of the Government Code; and (4) release the remaining information pursuant to section 552.007 of the Government Code. *See Gov't Code* § 552.007. We understand the law, facts, and circumstances on which the previous ruling was based have not changed. Therefore, we conclude the department must rely on Open

Records Letter No. 2013-21862 as a previous determination and withhold or release the information at issue in accordance with this previous ruling. *See* Open Records Decision No. 673 at 6-7 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure). As we are able to make this determination, we need not address your arguments against disclosure of this information.

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.texasattorneygeneral.gov/open/orl_ruling_info.shtml, 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Lana L. Freeman
Assistant Attorney General
Open Records Division

LLF/bhf

Ref: ID# 510688

Enc. Submitted documents

c: Requestor
(w/o enclosures)