



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

June 26, 2014

Ms. Judy Hickman
Assistant Supervisor
Records Division
Beaumont Police Department
P.O. Box 3827
Beaumont, Texas 77704-2548

OR2014-10999

Dear Ms. Hickman:

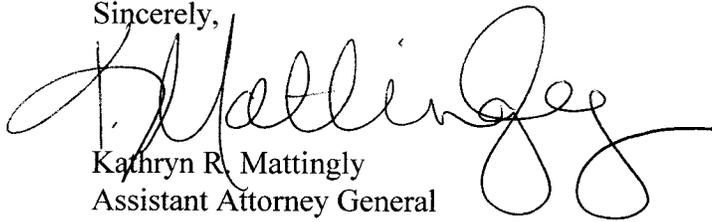
You ask for a ruling under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 527012.

The Beaumont Police Department (the "department") received a request for all information regarding a named person during a specified time period. You claim the submitted information is excepted from disclosure under sections 552.108 and 552.130 of the Government Code. We have considered the exceptions you claim. We have also received and considered comments from the requestor. *See* Gov't Code § 552.304 (interested party may submit comments stating why information should or should not be released). You seek an opinion for instruction on how to respond to the requestor.

Generally, the Act authorizes the Office of the Attorney General to render decisions and opinions in two situations. The first occurs when a governmental body receives a written request for information from an individual or entity acting as a member of the public and requests a ruling from this office because the governmental body wishes to withhold responsive information in accordance with one of the Act's exceptions to disclosure. *See id.* §§ 552.301, .306. The second situation occurs when this office issues "materials, including detailed and comprehensive written decisions and opinions, that relate to or are based on [the Act]" in order to "maintain uniformity in the application, operation, and interpretation of [the Act.]" *Id.* § 552.011.

The submitted information consists of two reports. We note, however, both reports were created outside the time period specified in the request and one of the reports does not pertain to the named individual. Thus, we conclude the submitted information is not responsive to the request for information. The Act does not require a governmental body to release non-responsive information. As the department does not seek to withhold any responsive information, this situation falls outside of the Act and beyond the scope of this office's authority to render a decision. Accordingly, we consider this matter closed. If you have any questions with regard to this letter, please refer to ID# 527012.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Mattingly', with a large, stylized flourish at the end.

Kathryn R. Mattingly
Assistant Attorney General
Open Records Division

KRM/bhf

Ref: ID# 527012

Enc. Submitted documents

c: Requestor
(w/o enclosures)