



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

September 8, 2014

Ms. Jeri C. Lawson  
Open Records Project Manager  
City of Dallas  
1500 Marilla Street, 4ES  
Dallas, Texas 75201

OR2014-15703

Dear Ms. Lawson:

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# 535548.

The City of Dallas (the "city") received a request for five categories of information, including employment applications for two named individuals. The city released some of the information. However, as permitted by section 552.024(c)(2) of the Government Code, the city redacted information it determined to be subject to section 552.117 of the Government Code without requesting a decision from this office. Gov't Code § 552.024(c)(2). Pursuant to section 552.024(c-1) of the Government Code, the requestor has asked this office to review the information and render a decision as to whether this information is excepted from disclosure under section 552.117. We have considered the position and reviewed the information.

Section 552.117 of the Government Code excepts from disclosure the home address and telephone number, emergency contact information, social security number, and family member information of current or former officials or employees of a governmental body who request this information be kept confidential under section 552.024 of the Government Code. Gov't Code § 552.117(a). Whether a particular piece of information is protected by section 552.117 must be determined at the time the request for it is made. *See* Open Records Decision No. 530 at 5 (1989). Thus, information may be withheld under section 552.117(a)(1) only on behalf of a current or former employee who made a request for confidentiality under section 552.024 prior to the date of the governmental body's receipt of the request for the information. Information may not be withheld under section 552.117(a)(1) on behalf of a current or former employee who did not timely request under

section 552.024 the information be kept confidential. You have provided documentation showing the two employees at issue elected to keep their personal information confidential. Accordingly, we agree the city must withhold the home addresses and telephone numbers, social security numbers, and family member information you redacted under section 552.117(a)(1) of the Government Code.

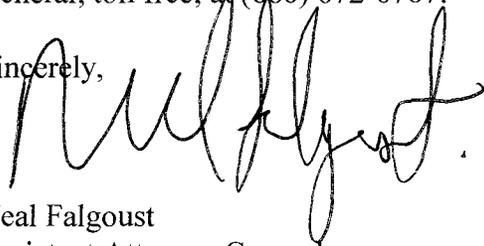
The city also redacted information it determined to be subject to section 552.130 of the Government Code.<sup>1</sup> Section 552.130 of the Government Code excepts from disclosure information relating to a motor vehicle operator's or driver's license issued by an agency of this state or another state or country. Gov't Code § 552.130(a)(1). We agree the city must withhold the information it redacted under section 552.130 of the Government Code.

In summary, we agree the city must withhold the home addresses and telephone numbers, social security numbers, and family member information you redacted under section 552.117(a)(1) of the Government Code. We agree the city must withhold the information you redacted 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.texasattorneygeneral.gov/open/orl\\_ruling\\_info.shtml](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,



Neal Falgoust  
Assistant Attorney General  
Open Records Division

NF/ds

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<sup>1</sup>Section 552.130 of the Government Code authorizes a governmental body to redact motor vehicle record information without requesting a decision from this office. *See* Gov't Code § 552.130(c). However, in the future, the city must notify requestors of their right to appeal such redactions to this office. *See id.* § 552.130(d)-(e).

Ref: ID# 535548

Enc. Submitted documents

c: Requestor  
(w/o enclosures)