

1-1 By: Rose, et al. (Senate Sponsor - Deuell) H.B. No. 991  
1-2 (In the Senate - Received from the House April 23, 2007;  
1-3 April 24, 2007, read first time and referred to Committee on State  
1-4 Affairs; May 3, 2007, reported favorably by the following vote:  
1-5 Yeas 7, Nays 2; May 3, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the confidentiality of certain records maintained by  
1-9 the Department of Public Safety regarding persons licensed to carry  
1-10 a concealed handgun.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 411.192, Government Code, is amended to  
1-13 read as follows:

1-14 Sec. 411.192. CONFIDENTIALITY OF RECORDS. (a) The  
1-15 department shall disclose to a criminal justice agency information  
1-16 contained in its files and records regarding whether a named  
1-17 individual or any individual named in a specified list is licensed  
1-18 under this subchapter. [~~The department shall, on written request  
1-19 and payment of a reasonable fee to cover costs of copying, disclose  
1-20 to any other individual whether a named individual or any  
1-21 individual whose full name is listed on a specified written list is  
1-22 licensed under this subchapter.~~] Information on an individual  
1-23 subject to disclosure under this section includes the individual's  
1-24 name, date of birth, gender, race, and zip code. Except as  
1-25 otherwise provided by this section and by Section 411.193, all  
1-26 other records maintained under this subchapter are confidential and  
1-27 are not subject to mandatory disclosure under the open records law,  
1-28 Chapter 552.

1-29 (b) An [~~, except that the~~] applicant or license holder may  
1-30 be furnished a copy of disclosable records regarding the applicant  
1-31 or license holder on request and the payment of a reasonable fee.

1-32 (c) The department shall notify a license holder of any  
1-33 request that is made for information relating to the license holder  
1-34 under this section and provide the name of the [~~person or~~] agency  
1-35 making the request.

1-36 (d) This section does not prohibit the department from  
1-37 making public and distributing to the public at no cost lists of  
1-38 individuals who are certified as qualified handgun instructors by  
1-39 the department.

1-40 SECTION 2. This Act takes effect immediately if it receives  
1-41 a vote of two-thirds of all the members elected to each house, as  
1-42 provided by Section 39, Article III, Texas Constitution. If this  
1-43 Act does not receive the vote necessary for immediate effect, this  
1-44 Act takes effect September 1, 2007.

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