

By: Bohac

H.B. No. 2359

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to prohibiting the Department of Public Safety from  
3 responding to bulk requests from the federal government for lists  
4 of individuals licensed to carry a concealed handgun; creating a  
5 criminal offense.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Section [411.192](#), Government Code, is amended by  
8 amending Subsection (a) and adding Subsections (a-1), (a-2), and  
9 (a-3) to read as follows:

10 (a) In this section, "criminal justice agency" has the  
11 meaning assigned by Article [60.01](#), Code of Criminal Procedure.

12 (a-1) Subject to Subsection (a-2), the ~~[The]~~ department  
13 shall disclose to a criminal justice agency information contained  
14 in its files and records regarding whether a named individual or any  
15 individual named in a specified list is licensed under this  
16 subchapter. Information on an individual subject to disclosure  
17 under this section includes the individual's name, date of birth,  
18 gender, race, zip code, telephone number, e-mail address, and  
19 Internet website address. Except as otherwise provided by this  
20 section and by Section [411.193](#), all other records maintained under  
21 this subchapter are confidential and are not subject to mandatory  
22 disclosure under the open records law, Chapter 552.

23 (a-2) The department, in response to a bulk request made by  
24 a federal criminal justice agency, may not provide to the agency a

1 list of individuals licensed to carry a concealed handgun under  
2 this subchapter.

3 (a-3) A person commits an offense if the person violates  
4 Subsection (a-2). An offense under this subsection is a state jail  
5 felony.

6 SECTION 2. This Act takes effect September 1, 2015.