1 **H. B. 2911**

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3 (By Delegates Folk, Householder, Frich, Kump, Faircloth,
4 Lynch, Williams, Butler, Cooper, Cadle and Shott)
5
6 [Introduced March 12, 2013; referred to the

7 Committee on the Judiciary.]

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10 A BILL to amend the Code of West Virginia, 1931, as amended, by

11 adding thereto a new section, designated §61-7-4a, relating to

12 dangerous weapons; license to carry a concealed weapon; and

13 providing an exemption of license information from disclosure

14 under the West Virginia Freedom of Information Act.

15 *Be it enacted by the Legislature of West Virginia:*

16 That the Code of West Virginia, 1931, as amended, be amended

17 by adding thereto a new section, designated §61-7-4a, to read as

18 follows:

19 **ARTICLE 7. DANGEROUS WEAPONS.**

20 <u>**§61-7-4a. Public disclosure of license information; exceptions.**</u>

21 <u>(a) All records pertaining to the issuance, renewal,</u>

22 <u>expiration, suspension or revocation of a license to carry a</u>

23 <u>concealed weapon, including names and addresses of applicants,</u>

24 <u>licensees and past licensees; all records obtained pursuant to any</u>

25 <u>investigation into the application for a license by any sheriff or</u>

1 agent or employee thereof; and all records pertaining to a criminal

2 or mental health history check conducted on any applicant, licensee

3 or past licensee, are exempt from disclosure under the Freedom of

4 Information Act, article one, chapter twenty-nine-b of this code.

5   (b) Information or other records otherwise exempted may be

6 released to a law-enforcement agency to assist in a criminal

7 investigation or prosecution or to determine the validity of or

8 eligibility for a license. The name of an applicant, licensee or

9 past licensee may be released as contained in investigative or

10 arrest reports of a law-enforcement agency that are subject to

11 release as public records.

   NOTE: The purpose of this bill is to exempt records of concealed weapon license applications and issuance from disclosure under the West Virginia Freedom of Information Act.

   §61-7-4a is new; therefore, it has been completely underscored.