

1 2906-S AMH CAMP H4296.2

2 **SHB 2906** - H AMD TO H AMD (H-4293.2/94) **1147 ADOPTED 02/21/94**
3 By Representative Campbell

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5 On page 8, beginning on line 27 of the amendment, strike all of
6 section 105

7 Renumber the remaining sections consecutively and correct internal
8 references accordingly.

9 On page 19, beginning on line 34 of the amendment, strike all
10 material through "information." on line 37

11 On page 22, after line 2 of the amendment, insert the following:

12 "**Sec. 114.** RCW 9.41.097 and 1983 c 232 s 5 are each amended to
13 read as follows:

14 (1) The department of social and health services, mental health
15 institutions, and other health care facilities shall, upon request of
16 a court or law enforcement agency, supply such relevant information as
17 is necessary to determine the eligibility of a person to possess a
18 pistol or to be issued a concealed pistol license under RCW 9.41.070 or
19 to purchase a pistol under RCW 9.41.090. ((Such information shall be
20 used exclusively for the purposes specified in this section and shall
21 not be made available for public inspection except by the person who is
22 the subject of the information.))

23 (2) Information received by: (a) The department of licensing
24 pursuant to section 104 of this act; (b) an issuing authority pursuant
25 to section 104 of this act or RCW 9.41.070; (c) a chief of police or
26 sheriff pursuant to RCW 9.41.090; (d) a court or law enforcement agency
27 pursuant to subsection (1) of this section, concerning the mental
28 health history of a person, shall not be disclosed except as provided
29 in RCW 42.17.318."

30 Renumber the remaining sections consecutively and correct internal
31 references accordingly.

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4 On page 28, after line 17 of the amendment, strike all material
5 through "42.17.318." on line 21, and insert the following:

6 "The department of licensing may keep copies or records of
7 applications for concealed pistol licenses provided for in RCW
8 9.41.070, copies or records of applications to purchase pistols
9 provided for in RCW 9.41.090, and copies or records of pistol transfers
10 provided for in RCW 9.41.110. The copies and records shall not be
11 disclosed except as provided in RCW 42.17.318."

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15 On page 42, after line 26 of the amendment, strike all material
16 through "agencies." on line 37, and insert the following:

17 "~~((The license applications under RCW 9.41.070 are exempt from the
18 disclosure requirements of this chapter. Copies of license
19 applications or information on the applications may be released to law
20 enforcement or corrections agencies.))~~

21 (1) Except as provided in subsection (3) of this section, the
22 license applications under RCW 9.41.070, purchase applications under
23 RCW 9.41.090, and records of pistol sales under RCW 9.41.110 shall not
24 be disclosed.

25 (2) Except as provided in subsection (3) of this section,
26 information concerning mental health histories received by: (a) The
27 department of licensing, under section 104 of this act; (b) an
28 authority that issues concealed pistol licenses, under section 104 of
29 this act or RCW 9.41.070; (c) a law enforcement agency, under RCW
30 9.41.090; or (d) a court or law enforcement agency under RCW 9.41.097,
31 shall not be disclosed.

32 (3)(a) Copies or records of applications for concealed pistol
33 licenses or to purchase pistols, copies or records of pistol sales, and
34 information on the applications or records may be released to law
35 enforcement or corrections agencies or to the person who is the subject
36 of the information. Information concerning mental health histories may
37 be released to law enforcement or corrections agencies. The person who

1 is the subject of mental health information may seek disclosure of the
2 information from the health care provider pursuant to chapter 70.02
3 RCW.

4 (b) Personally identifying information from applications for
5 concealed pistol licenses, applications to purchase pistols, and
6 records of pistol transfers, such as names, addresses (other than zip
7 codes), and social security numbers, shall not be disclosed except as
8 provided in (a) of this subsection. Information other than personally
9 identifying information, concerning applications for concealed pistol
10 licenses or to purchase pistols, or concerning records of pistol sales,
11 may be disclosed to any person upon request."

12 EFFECT: Makes information concerning applications for concealed
13 pistol licenses or to purchase pistols, records of pistol transfers,
14 and mental health information received by the department of licensing,
15 or other agencies pursuant to the act, exempt from public disclosure
16 with some exceptions. Law enforcement and corrections agencies may see
17 or receive copies of the information. The person who is the subject of
18 mental health information may seek its disclosure directly from the
19 health care provider. The general public may receive information, such
20 as for research or statistical purposes, that does not identify the
21 name, address, or social security number of any person who is a subject
22 of the information.

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