

CONFERENCE COMMITTEE REPORT
House Bill No. 8 By Representative Thompson

June 3, 2013

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 8 by Representative Thompson, recommend the following concerning the Reengrossed bill:

1. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Riser and adopted by the Senate on May 21, 2013, be rejected.
2. That the reengrossed bill be amended as follows:

AMENDMENT NO. 1

On page 1, delete lines 12 through 16 in their entirety

AMENDMENT NO. 2

On page 2, delete lines 1 through 11 in their entirety and insert the following:

"(3)(a) Absent a valid court order requiring the release of information, or unless an applicant or a recipient of a concealed handgun permit is charged with a felony offense involving the use of a handgun, it shall be unlawful for any employee of the Department of Public Safety and Corrections or any law enforcement officer to intentionally release or disseminate for publication any information contained in an application for a concealed handgun permit or any information regarding the identity of any person who applied for or received a concealed handgun permit issued pursuant to this Section. A person who violates the provisions of this Subparagraph shall be fined not more than five hundred dollars, imprisoned for not more than six months, or both.

(b)(i) It shall be unlawful for any person other than an employee of the Department of Public Safety and Corrections or a law enforcement officer to intentionally release, disseminate, or make public in any manner any information contained in an application for a concealed handgun permit or any information regarding the identity of any person who applied for or received a concealed handgun permit issued pursuant to this Section. Any person who violates the provisions of this Subparagraph shall be fined ten thousand dollars and may be imprisoned for not more than six months.

(ii) The provisions of this Subparagraph shall not apply to the release of information under any of the following circumstances:

(aa) A valid court order requires the release of the information.

(bb) The information released identifies a concealed handgun permit holder or applicant who is charged with a felony offense involving the use of a handgun.

(cc) The information regarding a concealed handgun permit applicant or holder is released pursuant to the express approval for the release of such information by that permit applicant or holder.

(dd) The information regarding a concealed handgun permit holder or applicant has been made public by that concealed handgun permit holder or applicant.

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Respectfully submitted,

Representative Jeff Thompson

Senator Neil Riser

Representative Joseph P. Lopinto

Senator Robert W. "Bob" Kostelka

Representative Terry Landry

Senator Edwin R. Murray

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 8 by Representative Thompson

Keyword and oneliner of the instrument as it left the House

WEAPONS/HANDGUNS: Prohibits the release of information associated with concealed handgun permits or applications for such permits

Digest of the bill as proposed by the Conference Committee

Present law provides for the issuance of concealed handgun permits.

Present law further provides that any information contained in an application for a concealed handgun permit or any information provided in connection with the application submitted to the Dept. of Public Safety and Corrections is confidential, shall not be subject to any public records request, and shall not be considered a public record.

Present law further provides that DPS&C shall not release any list of persons who applied for or received a permit for a concealed handgun.

Proposed law prohibits the release of this information contained in present law and provides penalties as follows:

- (1) An employee of DPS&C or any law enforcement officer who intentionally disseminates for publication information contained in an application for a concealed handgun permit shall be fined not more than \$500, imprisoned for not more than six months, or both. Provides an exception if a court orders the release.
- (2) Any other person who intentionally releases, disseminates, or makes public the confidential information shall be fined \$10,000 and may be imprisoned for not more than six months, or both.

Creates exceptions to proposed law if either a court orders the release of the information, if the concealed handgun permit holder or applicant is charged with a felony offense involving the use of a handgun, if the permit holder or applicant consents to the release of the information, or if the information has been made public by the permit holder or applicant.

(Adds R.S. 40:1379.3(A)(3))