



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

COPY

August 2, 2016

R. July Simpson  
Assistant Attorney General  
Licensing and Administrative Law Division  
Attorney General of Washington  
P.O. Box 40110  
Olympia, WA 98504-0110

**Re: Reciprocity of Concealed Handgun License**

Dear Ms. Simpson:

I am writing in response to your letter dated June 2, 2016, in which you enquire about the concealed handgun laws of Texas. Former Texas Governor Rick Perry's November 18, 2005 proclamation that the State of Texas shall give full faith and credit to valid concealed handgun licenses issued by the State of Washington continues in effect at this time. Accordingly, the State of Texas will continue to recognize Washington concealed handgun licenses according to the terms of the proclamation until further notice.

The 84<sup>th</sup> Texas Legislature made a number of changes to our laws governing the licensed carry of firearms. Despite these changes, Texas believes its laws continue to be substantially similar to those of Washington. The changes made by the 84<sup>th</sup> Texas Legislature in 2015 were as follows:

- The enactment of House Bill 910, which allows properly licensed Texans to openly carry holstered handguns. *See* 2015 Tex. Gen. Laws, Ch. 437, *available at* <http://www.capitol.state.tx.us/BillLookup/Text.aspx?LegSess=84R&Bill=HB910>.
- Senate Bill 11 extends concealed carry rights to Texans on the campuses of institutions of higher learning. *See* 2015 Tex. Gen. Laws, Ch. 438 (SB 11), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=SB11>.
- Two statutes were enacted relating to the geographical locations in which licensees can carry without incurring a criminal penalty. *See* 2015 Tex. Gen. Laws, Ch. 1001 (HB 554, creating an affirmative defense to criminal liability when licensee carries a handgun into the secured area of an airport if the licensee exits immediately upon being notified that the licensee is in possession of such handgun), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=HB554>; 2015 Tex. Gen. Laws, Ch. 273 (SB 273, relating to the right of a licensee to carry firearms in government buildings), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=SB273>.

- There were also several changes enacted that streamline and simplify the application process or lowered the application cost for certain law enforcement officers, members of the military, and retired judges. *See* 2015 Tex. Gen. Laws, Ch. 174 (HB 2604, exempting active licensed peace officers from the requirement to supply fingerprints along with an application), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=HB2604>; 2015 Tex. Gen. Laws, Ch. 587 (HB 3747, adding federal judges to the exemption for retired judicial officers), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=HB3747>; 2015 Tex. Gen. Laws, Ch. 1029 (HB 1376, including certain probation and supervision officers in an existing exemption from firearms proficiency training for law enforcement officers), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=HB1376>;
- Several statutes also made minor technical changes. These changes ensure that handgun licenses are accepted as a valid form of photo identification and permit a voluntary donation to a veterans' assistance fund as part of the application process. *See* 2015 Tex. Gen. Laws, Ch. 794 (HB 2739), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=HB2739>; 2015 Tex. Gen. Laws, Ch. 821 (HB 3710), *available at* <http://www.legis.state.tx.us/billlookup/text.aspx?LegSess=84R&Bill=HB3710>.

In your June 2, 2015 letter, you stated that Washington can recognize another state's concealed handgun licenses when that state's statutes meet the following requirements:

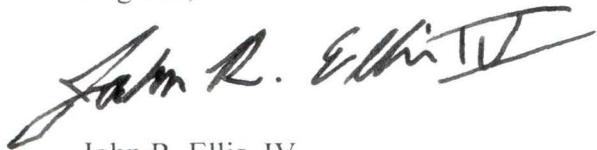
- 1) the state recognizes and gives effect to a concealed handgun license issued by the State of Washington;
- 2) the state does not issue concealed handgun licenses to individuals under twenty-one years of age;
- 3) the state conducts mandatory fingerprint-based background checks for criminal history; and
- 4) the state conducts mandatory mental health history checks.

As I noted above, Texas continues to give full faith and credit to valid concealed handgun licenses issued by the State of Washington pursuant to the 2005 proclamation. In general, Texas requires concealed handgun license applicants to be at least twenty-one years of age. *See* Tex. Gov't Code § 411.172(a)(2). Texas law provides a narrow exception to this requirement when the applicant is an honorably-discharged veteran of the military, in which case he applicant is still required to be at least 18 years of age. *See* Tex. Gov't Code § 411.172(g). To facilitate the carry rights of Texans while respecting a similar policy choice made by other states, Texas has agreed to reciprocity agreements providing that such individuals' licenses need not be recognized by the other state. Texas law requires mandatory criminal background checks through the Texas Department of Public Safety's criminal history system and a mandatory fingerprint-based criminal background check performed by the Federal Bureau of Investigation. *See* Tex. Gov't Code § 411.176(a). Finally, Texas denies a concealed handgun license to any person incapable of exercising sound judgment with respect to the proper use and storage of a handgun, including persons with certain psychiatric disorders, persons who have had psychiatric hospitalization or substance abuse

treatment within certain time periods, persons who are declared mentally incompetent, or persons who have ever entered a plea of insanity. Tex. Gov't Code § 411.172(a)(7), (d),(e), and (f). Furthermore, all applicants must provide the Texas Department of Public Safety with an executed form authorizing the Department to make inquiry into any noncriminal history records, including mental health records, necessary to determine the applicant's eligibility for a license. Tex. Gov't Code § 411.174(a)(9). Thus, Texas law addresses each of the basic elements required by the State of Washington as prerequisite to recognition of another state's license. Although our two states' requirements are not set out in precisely the same manner, I believe all the same elements are present and substantially similar.

Thank you in advance for your consideration of this matter. If you have any additional questions, or if I may be of any additional assistance, please do not hesitate to contact me at (512) 936-1408.

Regards,

A handwritten signature in black ink, appearing to read "John R. Ellis, IV".

John R. Ellis, IV  
Principal Deputy General Counsel  
General Counsel Division



**Bob Ferguson**  
**ATTORNEY GENERAL OF WASHINGTON**

Licensing & Administrative Law Division  
PO Box 40110 • Olympia, WA 98504-0110 • (360) 753-2702

June 2, 2016

James A. Person, III  
Assistant Attorney General  
Attorney General's Office  
P.O. Box 12548  
Austin, TX 78711-2548

**RE: Continued Reciprocity of Concealed Pistol License**

Dear James A. Person, III:

I am contacting you from the Office of the Attorney General in Washington State to ask your assistance in updating our list of states with reciprocity for concealed pistol licenses. Washington's reciprocity statute requires the Office of the Attorney General to periodically publish a list of states that meet the requirements below. We are currently undergoing a review of our concealed pistol reciprocity.

Washington's reciprocity statute (RCW 9.41.073), allows us to recognize other states' concealed pistol/handgun licenses when their statutes meet the following conditions:

- 173) Recognizes and gives effect in that state to a concealed pistol license issued under the laws of the state of Washington; and
- 174) Does not issue concealed pistol licenses to persons under twenty-one years of age; and
- 175) Mandatory fingerprint-based background checks for criminal history; and
- 176) Mandatory mental health history check.

Please let me know if your state's concealed weapon's law has changed since 2015 by completing the attached questionnaire and returning it to us by July 1, 2016.

ATTORNEY GENERAL OF WASHINGTON

June 2, 2016  
Page 2

Thank you in advance for your help and cooperation regarding this request. If you have any questions or concerns, please do not hesitate to contact me. I may be reached at (360) 534-4850 or at [rjulys@atg.wa.gov](mailto:rjulys@atg.wa.gov).

Sincerely,



R. JULY SIMPSON  
Assistant Attorney General  
Licensing and Administrative Law Division

## **Washington License to Carry a Concealed Pistol/Handgun Questionnaire - Please fill-out and return**

Date:

State:

Department/Division:

Address:

**If you have not previously completed this survey OR there were changes to your state's law, please complete the survey below.**

- 1) My state does not have laws allowing its citizens to carry concealed pistols/handguns
- 2) My state recognizes non-resident licenses from reciprocal states. Yes \_\_\_\_ No \_\_\_\_
- 3) There have been changes to my state's laws affecting Concealed Pistol/Handgun Licenses since 2015. Yes \_\_\_\_ No \_\_\_\_
- 4) State statute regarding Concealed Pistol/Handgun Licenses: \_\_\_\_\_  
Website address for your state statute: \_\_\_\_\_
- 5) Effective Date of statute if new: \_\_\_\_\_
- 6) Does your state honor concealed pistol licenses from other states? Yes \_\_\_\_ No \_\_\_\_
- 7) Will your state honor a Washington State Concealed Pistol Permit? Yes \_\_\_\_ No \_\_\_\_

If yes is a formal reciprocity agreement required according to your state law?

Yes \_\_\_\_ No \_\_\_\_

Does your state have a required format for a reciprocity agreement?

Yes \_\_\_\_ No \_\_\_\_

If yes please attach a copy of the format/agreement.

Does your state mandate the signatory on this agreement? Yes \_\_\_\_ No \_\_\_\_

If you will not honor Washington's Concealed Pistol License, please indicate the reasons:

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8) Does your state statute allow for persons under 21-years-old to obtain a concealed pistol/handgun license? Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite \_\_\_\_\_

9) Does your state's issuing authority require a fingerprint-based criminal background check?

Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite \_\_\_\_\_

10) Does your state's issuing authority require a mental health background check?

Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite: \_\_\_\_\_

11) Does your mental health background check include checking with NICS? How does the mental health information get reported to NICS?

If yes, how does your state conduct the mental health background check?

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12) Comments:

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**Thank you for your assistance.**

Name of person completing form: \_\_\_\_\_

Title: \_\_\_\_\_

Agency Name: \_\_\_\_\_

Address: \_\_\_\_\_

Contact Phone: \_\_\_\_\_ e-mail: \_\_\_\_\_

I do hereby certify and swear that I am familiar with the laws of this state and I have authority to provide the above information on behalf of the above agency

Date: \_\_\_\_\_

Signature of person completing form: \_\_\_\_\_



**Bob Ferguson**  
**ATTORNEY GENERAL OF WASHINGTON**

Licensing & Administrative Law Division  
PO Box 40110 • Olympia WA 98504-0110 • (360) 753-2702

August 7, 2015

John R. Ellis IV  
Assistant Attorney General  
Office of the Attorney General of Texas  
PO Box 12548  
Austin, Texas 78711-2548

RE: ***Concealed Carry License Reciprocity with Texas***

Dear Mr. Ellis:

On behalf of the Attorney General Bob Ferguson, thank you for your inquiry regarding concealed carry reciprocity with Texas received July 31, 2015.

We are in receipt of your letter requesting that we reconsider reciprocity with Texas on the grounds that Texas, in general, only grants CPL's to individuals over the age of 21. Unfortunately, we are bound by statute and under RCW 9.41.073(1)(ii) we may have reciprocity only if “[t]he licensing state does not issue concealed pistol licenses to persons under twenty-one years of age.” We have no discretion in this matter. As stated in your letter, Texas allows persons under the age of twenty-one to be issued a concealed pistol license. This being the case, unfortunately, we cannot enter into a reciprocity agreement with Texas.

If you have any questions or concerns, please do not hesitate to contact me. I may be reached at 360-534-4850 or at [RJulyS@atg.wa.gov](mailto:RJulyS@atg.wa.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "R. July Simpson".

R. July Simpson  
Assistant Attorney General  
Licensing and Administrative Law Division

RJS:ap



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

COPY

July 28, 2015

R. July Simpson  
Assistant Attorney General  
Licensing and Administrative Law Division  
Attorney General of Washington  
P.O. Box 40110  
Olympia, WA 98504-0110

**Re: Reciprocity of Concealed Handgun License**

Ms. Simpson:

I am writing in response to your letter dated March 27, 2015, in which you enquire about the concealed handgun laws of Texas. Former Texas Governor Rick Perry's November 18, 2005 proclamation that the State of Texas shall give full faith and credit to valid concealed handgun licenses issued by the State of Washington continues in effect at this time. Accordingly, the State of Texas will continue to recognize Washington concealed handgun licenses according to the terms of the proclamation until further notice.

I would also like to request that Washington reconsider its refusal to recognize Texas concealed handgun licenses. In your March 27, 2015 letter, you stated that Washington will recognize another state's concealed handgun licenses when that state's statutes meet the following requirements:

- 1) the state recognizes and gives effect to a concealed handgun license issued by the State of Washington;
- 2) the state does not issue concealed handgun licenses to individuals under twenty-one years of age;
- 3) the state conducts mandatory fingerprint-based background checks for criminal history; and
- 4) the state conducts mandatory mental health history checks.

As I noted above, Texas continues to give full faith and credit to valid concealed handgun licenses issued by the State of Washington. In general, Texas requires concealed handgun license applicants to be at least twenty-one years of age. *See Tex. Gov't Code § 411.172(a)(2)*. Texas law provides a narrow exception to this requirement when the applicant is an honorably-discharged veteran of the military, in which case the applicant is still required to be at least 18 years of age. *See Tex. Gov't Code § 411.172(g)*. Texas law requires mandatory criminal background checks through the Texas Department of Public Safety's criminal history system and

a mandatory fingerprint-based criminal background check performed by the Federal Bureau of Investigation. *See Tex. Gov't Code § 411.176(a)*. Finally, Texas denies a concealed handgun license to any person incapable of exercising sound judgment with respect to the proper use and storage of a handgun, including persons with certain psychiatric disorders, persons who have had psychiatric hospitalization or substance abuse treatment within certain time periods, persons who are declared mentally incompetent, or persons who have ever entered a plea of insanity. *Tex. Gov't Code § 411.172(a)(7), (d), (e), and (f)*. Furthermore, all applicants must provide the Texas Department of Public Safety with an executed form authorizing the Department to make inquiry into any noncriminal history records, including mental health records, necessary to determine the applicant's eligibility for a license. *Tex. Gov't Code § 411.174(a)(9)*. Thus, Texas law addresses each of the basic elements required by the State of Washington as prerequisite to recognition of another state's license. Although our two states' requirements are not set out in precisely the same manner, I believe all the same elements are present and substantially similar.

Thank you in advance for your consideration of this matter. If you have any additional questions, or if I may be of any additional assistance, please do not hesitate to contact me at (512) 936-1408.

Regards,

A handwritten signature in black ink, appearing to read "John R. Ellis IV".

John R. Ellis IV  
Assistant Attorney General  
General Counsel Division



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APR 06 2015

Bob Ferguson

GENERAL COUNSEL

## ATTORNEY GENERAL OF WASHINGTON

Licensing & Administrative Law Division  
PO Box 40110 • Olympia, WA 98504-0110 • (360) 753-2702

March 27, 2015

James A. Person, III  
Assistant Attorney General  
Attorney General's Office  
P.O. Box 12548  
Austin, TX 78711-2548

### RE: Continued Reciprocity of Concealed Pistol License

Dear Mr. James A. Person, III:

I am contacting you from the Office of the Attorney General of Washington State to ask your assistance in updating the list of states with which Washington has reciprocity for concealed pistol licenses. Washington's reciprocity statute requires the Office of the Attorney General to periodically publish a list of states that meet the requirements below. We are currently undergoing a review of our concealed pistol reciprocity.

Washington's reciprocity statute (RCW 9.41.073), allows us to recognize other states' concealed pistol/handgun licenses when their statutes meet the following conditions:

- 1) Recognizes and gives effect in that state to a concealed pistol license issued under the laws of the state of Washington; and
- 2) Does not issue concealed pistol licenses to persons under twenty-one years of age; and
- 3) Mandatory fingerprint-based background checks for criminal history; and
- 4) Mandatory mental health history check.

Please let me know if your state's concealed weapon's law has changed since 2013 by completing the attached questionnaire and returning it to us by 5/6/15.

ATTORNEY GENERAL OF WASHINGTON

March 27, 2015  
Page 2

Thank you in advance for your help and cooperation regarding this request. If you have any questions or concerns, please do not hesitate to contact me. I may be reached at (360) 534-4850 or at [rjulys@atg.wa.gov](mailto:rjulys@atg.wa.gov).

Sincerely,



R. JULY SIMPSON  
Assistant Attorney General  
Licensing and Administrative Law Division

**om:** James Person  
**to:** Riske, Kathryn (ATG)  
**te:** 5/24/2010 11:12 AM  
**bject:** Re: Reciprocity of Concealed Pistol License Questionnaire

s. Pierini

ere have been no significant changes to Texas' concealed handgun laws in the past year. The proclamation issued by Texa overnor Rick Perry on November 18, 2005, proclaiming that the State of Texas shall give full faith and credit to valid concealed handgun licenses issued by the State of Washington, continues in effect. The State of Texas will continue to grant cognition to Washington concealed handgun licenses according to the terms of the proclamation until further notice.

would also like to request that Nevada reconsider its refusal to recognize Texas concealed handgun licenses. You state that ashington will recognize another state's concealed handgun licenses when that state's statutes meet the following requirements:

- ) The state recognizes and gives effect to a concealed handgun license issued by the State of Washington;
- ) The state does not issue concealed handgun licenses to individuals under twenty-one years of age;
- ) The state conducts mandatory fingerprint-based background checks for criminal history; AND
- ) The state conducts mandatory mental health history checks.

I noted above, Texas continues to give full fath and credit to valid concealed handgun licenses issued by the State of ashington. Texas requires concealed handgun license applicants to be at least twenty-one (21) years old, unless the person ionably discharged military veteran, in which case the applicant must be at least eighteen (18) years of age. *See Tex. v't Code § 411.172(a)(2), (g).* Texas conducts mandatory fingerprint-based background checks for criminal history. *See i 411.174(a)(5), .176(b).* Finally, Texas denies a concealed handgun license to any person incapable of exercising sound lgment with respect to the proper use and storage of a handgun, and this includes persons with certain psychiatric disorder rsons who have had psychiatric hospitalization or substance abuse treatment within certain time periods, persons who are clared mentally incompetent, or persons who have ever entered a plea of insanity. *See id. § 411.172(a)(7), (d), (e), (f).* plicants must provide the Texas Department of Public Safety with an executed form that authorizes the department to mak inquiry into any noncriminal history records, including mental health records, that are necessary to determine the plicant's eligibility for a license. *See id. § 411.174(a)(9).* Texas law addresses each of the basic elements required for cognition by the State of Washington. Although our two states' requirements are not set out in exactly the same manner, I lieve all the same elements are present and substantially similar.

you have any additional questions, please do not hesitate to contact me at (512) 936-1207.

icely,

nes A. Person III  
ssistant Attorney General  
eneral Counsel Division

> "Riske, Kathryn (ATG)" <KathrynR1@ATG.WA.GOV> 5/10/2010 6:57 PM >>>

ay 10, 2010

nes A. Person, III, AAG

torney General's Office

ustin, TX 78711-2548

nes.person@oag.state.tx.us

**: Reciprocity of Concealed Pistol License**

Mar James A. Person, III:

I'm contacting you from the Office of the Attorney General in Washington State to ask your assistance in updating our list of states with reciprocity for concealed pistol licenses. Washington's reciprocity statute requires the Office of the Attorney General to periodically publish a list of states that meet the requirements below.

Washington's reciprocity statute (RCW 9.41.073), allows us to recognize other states' concealed pistol/handgun licenses when their statutes meet the following conditions:

Recognizes and gives effect in that state to a concealed pistol license issued under the laws of the state of Washington and

Does not issue concealed pistol licenses to persons under twenty-one years of age; and

Mandatory fingerprint-based background checks for criminal history; and

Mandatory mental health history check.

Under the above conditions, in Washington, an out of state license will be recognized for non-residents if reciprocity has been entered between the states. The out of state license holder must carry the handgun in compliance with the laws of Washington State.

Please let me know if there have been any recent changes to your state's concealed weapon's law. If there have been significant changes to your state's law, please complete the attached questionnaire and return it to us by 07/30/2010.

QuestionnaireReConcealedWeaponsLaw2010.doc>>

Thank you in advance for your help and cooperation regarding this request. If you have any questions or concerns, please do not hesitate to contact me. I may be reached at 360-586-2780 or at [SusanP1@atg.wa.gov](mailto:SusanP1@atg.wa.gov).

Sincerely,

SAN L. PIERINI

Assistant Attorney General

Ensuring and Administrative Law Division



**Rob McKenna**

**ATTORNEY GENERAL OF WASHINGTON**

Licensing & Administrative Law Division

PO Box 40110 • Olympia, WA 98504-0110 • (360) 753-2702

November 16, 2012

James A. Person, III, Assistant Attorney General  
Attorney General's Office,  
P.O. Box 12548  
Austin, TX 78711-2548  
*Sent as an attachment via email: james.person@oag.state.tx.us*

**RE: Reciprocity of Concealed Pistol License - Texas**

Dear Mr. James A. Person, III:

I am contacting you from the Office of the Attorney General in Washington State to ask your assistance in updating our list of states with reciprocity for concealed pistol licenses. Washington's reciprocity statute requires the Office of the Attorney General to periodically publish a list of states that meet the requirements below.

Washington's reciprocity statute (RCW 9.41.073), allows us to recognize other states' concealed pistol/handgun licenses when their statutes meet the following conditions:

- 137) Recognizes and gives effect in that state to a concealed pistol license issued under the laws of the state of Washington; and
- 138) Does not issue concealed pistol licenses to persons under twenty-one years of age; and
- 139) Mandatory fingerprint-based background checks for criminal history; and
- 140) Mandatory mental health history check.

Under the above conditions, in Washington, an out of state license will be recognized for non-residents if reciprocity has been entered between the states. The out of state license holder must carry the handgun in compliance with the laws of Washington State.

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OFFICE OF THE ATTORNEY GENERAL  
DEPUTY ATTORNEY GENERAL FOR  
CIVIL LITIGATION

ATTORNEY GENERAL OF WASHINGTON

November 16, 2012  
Page 2

Please let me know if there have been any recent changes to your state's concealed weapon's law. If there have been significant changes to your state's law, please complete the attached questionnaire and return it to us by 12/26/2012.

Thank you in advance for your help and cooperation regarding this request. If you have any questions or concerns, please do not hesitate to contact me. I may be reached at 360-586-2780 or at SusanP1@atg.wa.gov.

Sincerely,



SUSAN L. PIERINI  
Assistant Attorney General  
Licensing and Administrative Law Division

**Washington License to Carry a Concealed Pistol/Handgun  
Questionnaire - Please fill-out and return by  
December 26, 2012**

Date:

State:

Department/Division:

Address:

**If you have not previously completed this survey OR there were changes to your state's law, please complete the survey below.**

- 1) My state does not have laws allowing its citizens to carry concealed pistols/handguns
- 2) My state recognizes non-resident licenses from reciprocal states. Yes \_\_\_\_ No \_\_\_\_
- 3) There have been changes to my state's laws affecting Concealed Pistol/Handgun Licenses since 2011. Yes \_\_\_\_ No \_\_\_\_
- 4) State statute regarding Concealed Pistol/Handgun Licenses: \_\_\_\_\_  
Website address for your state statute: \_\_\_\_\_
- 5) Effective Date of statute if new: \_\_\_\_\_
- 6) Does your state honor concealed pistol licenses from other states? Yes \_\_\_\_ No \_\_\_\_
- 7) Will your state honor a Washington State Concealed Pistol Permit? Yes \_\_\_\_ No \_\_\_\_

If yes is a formal reciprocity agreement required according to your state law?

Yes \_\_\_\_ No \_\_\_\_

Does your state have a required format for a reciprocity agreement?

Yes \_\_\_\_ No \_\_\_\_

If yes please attach a copy of the format/agreement.

Does your state mandate the signatory on this agreement? Yes \_\_\_\_ No \_\_\_\_

If you will not honor Washington's Concealed Pistol License, please indicate the reasons:

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8) Does your state statute allow for persons under 21-years-old to obtain a concealed pistol/handgun license? Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite \_\_\_\_\_

9) Does your state's issuing authority require a fingerprint-based criminal background check?

Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite \_\_\_\_\_

10) Does your state's issuing authority require a mental health background check?

Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite: \_\_\_\_\_

11) Does your mental health background check include checking with NICS? How does the mental health information get reported to NICS?

If yes, how does your state conduct the mental health background check?

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12) Comments:

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**Thank you for your assistance.**

Name of person completing form: \_\_\_\_\_

Title: \_\_\_\_\_

Agency Name: \_\_\_\_\_

Address: \_\_\_\_\_

---

Contact Phone: \_\_\_\_\_ e-mail: \_\_\_\_\_

I do hereby certify and swear that I am familiar with the laws of this state and I have authority to provide the above information on behalf of the above agency

Date: \_\_\_\_\_

Signature of person completing form: \_\_\_\_\_

**From:** James Person  
**To:** Riske, Kathryn (ATG)  
**Date:** 4/29/2009 9:34 AM  
**Subject:** Re: Reciprocity of Concealed Pistol License Questionnaire

AAG Hood:

There have been no significant changes to Texas' concealed handgun law in the past year. The proclamation issued by Texas Governor Rick Perry on November 18, 2005, proclaiming that the State of Texas shall give full faith and credit to valid concealed handgun licenses issued by the State of Washington, continues in effect. The State of Texas will continue to grant recognition to Washington concealed handgun licenses according to the terms of the proclamation until further notice.

Texas requires concealed handgun license applicants to be at least twenty-one (21) years old, unless the person is a honorably discharged military veteran, in which case the applicant must be at least eighteen (18) years of age. See Tex. Gov't Code § 411.172(a)(2), (g). Texas conducts mandatory fingerprint-based background checks for criminal history. See id. §§ 411.174(a)(5), .176(b). Finally, Texas denies a concealed handgun license to any person incapable of exercising sound judgment with respect to the proper use and storage of a handgun, and this includes persons with certain psychiatric disorders, persons who have had psychiatric hospitalization or substance abuse treatment within certain time periods, persons who are declared mentally incompetent, or persons who have ever entered a plea of insanity. See id. § 411.172(a)(7), (d), (e), (f). Applicants must provide the Texas Department of Public Safety with an executed form that authorizes the department to make an inquiry into any noncriminal history records, including mental health records, that are necessary to determine the applicant's eligibility for a license. See id. § 411.174(a)(9).

Should you require any additional information, please contact me at (512) 936-1207.

Sincerely

James A. Person III  
Assistant Attorney General  
General Counsel Division  
Office of the Attorney General of Texas

>>> "Riske, Kathryn (ATG)" <[KathrynR1@ATG.WA.GOV](mailto:KathrynR1@ATG.WA.GOV)> 4/28/2009 6:33 PM >>>

James Person III  
Assistant Attorney General  
Attorney General's Office  
PO Box 12548  
Austin, TX 78711-2548

RE: Reciprocity of Concealed Pistol License

Dear AAG Person:

I am contacting you from the Office of the Attorney General in Washington State to ask your assistance in updating our list of states with reciprocity for concealed pistol licenses. Washington's reciprocity statute requires the Office of the Attorney General to periodically publish a list of states that meet the requirements below.

Washington's reciprocity statute (RCW 9.41.073) allows us to recognize other states' concealed pistol/handgun licenses when their statutes meet the following conditions:

- 1) Recognizes and gives effect in that state to a concealed pistol license issued under the laws of the state of Washington; and
- 2) Does not issue concealed pistol licenses to persons under twenty-one years of age; and

3) Mandatory fingerprint-based background checks for criminal history; and

4) Mandatory mental health history check.

Under the above conditions, in Washington, an out of state license will be recognized for non-residents if reciprocity has been entered between the states. The out of state license holder must carry the handgun in compliance with the laws of Washington State.

Please let me know if there have been any recent changes to your state's concealed weapon's law. If there have been significant changes to your state's law, please complete the attached questionnaire and return it to us by 06/30/09.

<<QuestionnaireReConcealedWeaponsLaw2009.doc>>  
Thank you in advance for your help and cooperation regarding this request. If you have any questions or concerns, please do not hesitate to contact me. I may be reached at 360-586-2644 or at [Tonih@atg.wa.gov](mailto:tonih@atg.wa.gov).

Sincerely,  
Toni M. Hood  
Assistant Attorney General  
Licensing & Administrative Law Division  
(360) 586-2644  
[tonih@atg.wa.gov](mailto:tonih@atg.wa.gov)

PLEASE PRINT ONLY WHEN NECESSARY  
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ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

February 12, 2008

Toni M. Hood  
Assistant Attorney General  
Licensing and Administrative Law Division  
Office of the Attorney General of Washington  
P.O. Box 40110  
Olympia, Washington 98504-0110

Dear Assistant Attorney General Hood:

Thank you for your letter dated February 6, 2008, in which you ask for our assistance in updating your list of states with which the State of Washington has reciprocity agreements for concealed handgun licenses.

This is to officially notify you that the proclamation issued by Texas Governor Rick Perry on November 18, 2005, proclaiming that the State of Texas shall give full faith and credit to valid concealed handgun licenses issued by the State of Washington, continues in effect. The State of Texas will continue to grant recognition to Washington concealed handgun licenses according to the terms of the proclamation until further notice.

Currently, Texas concealed handgun license holders are not permitted to carry concealed handguns in the State of Washington because Washington does not have a reciprocity agreement with the State of Texas. You state that Washington will recognize another state's concealed handgun licenses when that state's statutes meet the following requirements:

- (1) The state recognizes and gives effect to a concealed handgun license issued by the State of Washington;
- (2) The state does not issue concealed handgun licenses to individuals under twenty-one years of age;
- (3) The state conducts mandatory fingerprint-based background checks for criminal history; AND
- (4) The state conducts mandatory mental health history checks.

As I noted above, Texas continues to give full fath and credit to valid concealed handgun licenses issued by the State of Washington. Texas requires concealed handgun license applicants to be at least twenty-one (21) years old, unless the person is a honorably discharged military veteran, in which case the applicant must be at least eighteen (18) years of age. *See Tex. Gov't Code §*

411.172(a)(2), (g). Texas conducts mandatory fingerprint-based background checks for criminal history. *See id.* §§ 411.174(a)(5), .176(b). Finally, Texas denies a concealed handgun license to any person incapable of exercising sound judgment with respect to the proper use and storage of a handgun, and this includes persons with certain psychiatric disorders, persons who have had psychiatric hospitalization or substance abuse treatment within certain time periods, persons who are declared mentally incompetent, or persons who have ever entered a plea of insanity. *See id.* § 411.172(a)(7), (d), (e), (f). Applicants must provide the Texas Department of Public Safety with an executed form that authorizes the department to make an inquiry into any noncriminal history records, including mental health records, that are necessary to determine the applicant's eligibility for a license. *See id.* § 411.174(a)(9).

In summary, Texas law addresses each of the basic elements required for recognition by the State of Washington. Although our two states' requirements are not set out in exactly the same manner, I believe all the same elements are present and substantially similar.

Thank you for the opportunity to present this information to you, and I look forward to working with you in the future. I have enclosed a list of recent changes to Texas's concealed handgun license laws. Should you require any additional information, please contact me at (512) 936-1207.

Sincerely,



James A. Person III  
Assistant Attorney General  
General Counsel Division



**Rob McKenna**  
**ATTORNEY GENERAL OF WASHINGTON**

Licensing & Administrative Law Division  
PO Box 40110 • Olympia, WA 98504-0110 • (360) 753-2702

February 6, 2008

Becky Pestana  
Assistant Attorney General  
Attorney General of Texas  
PO BOX 12548  
Austin, Texas 78711-2548

**RE: Reciprocity of Concealed Pistol License**

Dear Ms. Pestana:

I am contacting you from the Office of the Attorney General in Washington State to ask your assistance in updating our list of states with reciprocity for concealed weapons licenses. Washington's reciprocity statute requires the Office of the Attorney General to periodically publish a list of states that meet the requirements below.

Washington's reciprocity statute (RCW 9.41.073), allows us to recognize other states' concealed pistol/handgun licenses when their statutes meet the following conditions:

- 1) Recognizes and gives effect in that state to a concealed pistol license issued under the laws of the state of Washington; and
- 2) Does not issue concealed pistol licenses to persons under twenty-one years of age; and
- 3) Mandatory fingerprint-based background checks for criminal history; and
- 4) Mandatory mental health history check.

Under the above conditions, in Washington, an out of state license will be recognized for non-residents if reciprocity has been entered between the states. The out of state license holder must carry the handgun in compliance with the laws of Washington State.

*RECEIVED  
GENERAL COUNSEL DIVISION  
FEB 12 2008*

ATTORNEY GENERAL OF WASHINGTON

February 6, 2008  
Page 2

Please let me know if there have been any recent changes to your state's concealed weapon's law. If there have been significant changes to your state's law, please complete the attach questionnaire and return it to us by 04/01/08.

Thank you in advance for your help and cooperation regarding this request. If you have any questions or concerns, please do not hesitate to contact me. I may be reached at 360-586-2644 or at Tonih@atg.wa.gov.

Sincerely,



TONI M. HOOD  
Assistant Attorney General  
Licensing and Administrative Law Division

TMH:kse

**Washington License to Carry a Concealed Pistol/Handgun  
Questionnaire - Please fill-out and return by  
April 1, 2008**

Date:

State:

Department/Division:

Address:

**If you have not previously completed this survey OR there were changes to your state's law, please complete the survey below.**

- 1) There have been changes to my state's laws affecting Concealed Pistol/Handgun Licenses since 2007. Yes  No
- 1) State statute regarding Concealed Pistol/Handgun Licenses: \_\_\_\_\_  
Website address for your state statute: \_\_\_\_\_
- 2) Effective Date of statute: \_\_\_\_\_
- 3) Does your state honor concealed pistol licenses from other states? Yes  No
- 4) Will your state honor a Washington State Concealed Pistol Permit? Yes  No

If yes:

- a) Is a formal reciprocity agreement required according to your state law?  
Yes  No

Does your state have a required format for a reciprocity agreement?

Yes  No

If yes, please attach a copy of the format/agreement. Does your state mandate the signatory on this agreement? Yes  No

- b) Will this questionnaire suffice as acknowledgement that your state will honor valid Washington Concealed Pistol Licenses?

Yes  No

If not, please provide us the appropriate forms and/or information to allow us to satisfy the agreement requirements.

If you will not honor Washington's Concealed Pistol License, please indicate the reasons:

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5) Does your state statute allow for persons under 21 years old to obtain a concealed pistol/handgun license? Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite \_\_\_\_\_

6) Does your state's issuing authority require a fingerprint-based criminal background check?

Yes \_\_\_\_\_ No \_\_\_\_\_ Statute Cite \_\_\_\_\_

7) Does your state's issuing authority require a mental health background check?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, how does your state conduct the mental health background check?

---

---

8) Comments:

---

**Thank you for your assistance.**

Name of person completing form: \_\_\_\_\_

Title: \_\_\_\_\_

Agency Name: \_\_\_\_\_

Address: \_\_\_\_\_

Contact Phone: \_\_\_\_\_ e-mail: \_\_\_\_\_

I do hereby certify and swear that I am familiar with the laws of this state and I have authority to provide the above information on behalf of the above agency

Date: \_\_\_\_\_

Signature of person completing form: \_\_\_\_\_

If my state requires a signatory to an agreement, I am authorized to be this signatory.

Signature: \_\_\_\_\_

**From:** Becky Pestana  
**To:** DanPullo, Susan  
**Date:** 8/7/2006 11:51:22 AM  
**Subject:** RE: Washington concealed handgun licenses now recognized in Texas

Yes, that's correct.

The general rule is that a person must be 21 to be eligible for a license, but the legislature created an exception to the general rule (effective 9-1-2005) for active/retired military members who are otherwise eligible.

Tex. Gov't Code § 411.172

(a) A person is eligible for a license to carry a concealed handgun if the person ( . . . ) (2) is at least 21 years of age ( . . . )  
( . . . )

(g) Notwithstanding Subsection (a)(2), a person who is at least 18 years of age but not yet 21 years of age is eligible for a license to carry a concealed handgun if the person:

(1) is a member or veteran of the United States armed forces, including a member or veteran of the reserves or national guard;

(2) was discharged under honorable conditions, if discharged from the United States armed forces, reserves, or national guard; and

(3) meets the other eligibility requirements of Subsection (a) except for the minimum age required by federal law to purchase a handgun.

( . . . )

Added by Acts 1997, 75th Leg., ch. 165, § 10.01(a), eff. Sept. 1, 1997. Amended by Acts 1999, 76th Leg., ch. 62, § 9.03(a), 9.04(a), eff. Sept. 1, 1999; Acts 2003, 78th Leg., ch. 255, § 1, eff. Sept. 1, 2003; Acts 2005, 79th Leg., ch. 486, § 1, eff. Sept. 1, 2005.

Let me know if you need any other information.

Thanks,  
Becky

Becky Pestana Casares  
Assistant Attorney General  
Office of the Attorney General of Texas  
P.O. Box 12548  
Austin, Texas 78711-2548  
(512) 936-7851 tel.  
(512) 370-9481 fax

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>>> "DanPullo, Susan (ATG)" <SusanD1@ATG.WA.GOV> 8/7/2006 11:37 AM >>>

Good Morning.

I am writing to see if there has been any recent changes in Texas law regarding concealed handguns licenses. The last time we discussed this issue the only thing preventing Washington from recognizing and providing reciprocity to Texas was that Texas issued some license to person between 18 years and 21 years. Is that still the case?

Susan Sackett DanPullo  
Washington State Attorney General's Office  
Assistant Attorney General  
LAL Division  
(360) 586-2644

**From:** "DanPullo, Susan (ATG)" <SusanD1@ATG.WA.GOV>  
**To:** "Becky Pestana" <Becky.Pestana@oag.state.tx.us>  
**Date:** 11/22/2005 11:20:43 AM  
**Subject:** RE: Washington concealed handgun licenses now recognized in Texas

I am sorry. You are correct. Thanks.

-----Original Message-----

From: Becky Pestana [mailto:Becky.Pestana@oag.state.tx.us]  
Sent: Tuesday, November 22, 2005 9:16 AM  
To: DanPullo, Susan (ATG)  
Subject: RE: Washington concealed handgun licenses now recognized in Texas

My understanding from our last conversation was that Washington could not honor Texas permits because of a recent change in our law providing that certain persons (military) between the ages of 18 and 21 are not ineligible for a concealed handgun license.

(See your email of 8-22-05, attached. In it, you refer to the allowance of licenses by Texas "for persons under the age of 18 years." I assume you meant "under the age of 21 years.")

Is this not still the case?

>>> "DanPullo, Susan (ATG)" <SusanD1@ATG.WA.GOV> 11/22/2005 10:37 AM >>>  
Do you need something from Washington regarding reciprocity?

-----Original Message-----

From: Becky Pestana [mailto:Becky.Pestana@oag.state.tx.us]  
Sent: Monday, November 21, 2005 1:37 PM  
To: DanPullo, Susan (ATG)  
Subject: Washington concealed handgun licenses now recognized in Texas

Hi Susan,

Thank you for your assistance on this. The Governor of Texas has issued a proclamation honoring Washington concealed handgun licenses in Texas. A copy is attached for your reference.

Thanks again.

Sincerely,

Becky Pestana  
Assistant Attorney General

**From:** Becky Pestana  
**To:** susand1@atg.wa.gov  
**Date:** 11/21/2005 3:37:04 PM  
**Subject:** Washington concealed handgun licenses now recognized in Texas

Hi Susan,

Thank you for your assistance on this. The Governor of Texas has issued a proclamation honoring Washington concealed handgun licenses in Texas. A copy is attached for your reference.

Thanks again.

Sincerely,

Becky Pestana  
Assistant Attorney General



STATE OF TEXAS  
OFFICE OF THE GOVERNOR

RICK PERRY  
GOVERNOR

November 18, 2005

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE

4:10 PM O'CLOCK

*Roger Williams*

NOV 18 2005  
Secretary of State

The Honorable Roger Williams  
Secretary of State  
State Capitol Room 1E.8  
Austin, Texas 78701

Dear Mr. Secretary:

Pursuant to his powers as the chief executive officer and governor of the State of Texas, Rick Perry has issued the following:

A proclamation granting full faith and credit to valid concealed weapon permits issued by the State of Washington.

The official copy of this order is attached to this letter of transmittal.

Respectfully submitted,

*Gregory S. Davidson*  
Gregory S. Davidson  
Executive Clerk to the Governor

GSD/gsd

Attachment

**From:** Becky Pestana  
**To:** DanPullo, Susan  
**Date:** 8/23/2005 11:04:52 AM  
**Subject:** RE: completed reciprocity questionnaire

Thanks - I thought that might be an issue.

We are reviewing a whole list of states right now under our new law and will be pursuing first those states which can offer return recognition. However, after those states are handled we will be concentrating on those states which newly qualify for unilateral recognition even though they cannot return the recognition. Washington falls in that latter category, so you will be hearing back from me when it comes time for Texas to issue a unilateral proclamation recognizing Washington licenses here.

Thanks again.

Becky Pestana  
Assistant Attorney General

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>>> "DanPullo, Susan (ATG)" <SusanD1@ATG.WA.GOV> 8/22/2005 6:32 PM >>>

Becky,

Thank you so much for your time in completing our survey. Currently we cannot enter into a reciprocity agreement with Texas, as Texas allows for concealed firearm licenses for persons under the age of 18 years. I understand the limitation of licenses to persons under 18 years, however, our statute does not provide the Attorney General's Office with any discretion in the requirements. You will be receiving a formal letter.

Thanks again.

-----Original Message-----

From: Becky Pestana [mailto:[Becky.Pestana@oag.state.tx.us](mailto:Becky.Pestana@oag.state.tx.us)]  
Sent: Friday, August 19, 2005 11:07 AM  
To: DanPullo, Susan (ATG)  
Subject: completed reciprocity questionnaire

Susan,

Attached is a completed reciprocity questionnaire for the State of Texas. I have also included a draft reciprocity agreement, should you find that the State of Texas meets Washington's reciprocity requirements. If I can elaborate further on any of the information I have provided, please contact me at (512) 936-7851.

Thanks,  
Becky Pestana  
Assistant Attorney General

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**From:** "DanPullo, Susan (ATG)" <SusanD1@ATG.WA.GOV>  
**To:** 'Becky Pestana' <Becky.Pestana@oag.state.tx.us>  
**Date:** 8/19/2005 1:41:43 PM  
**Subject:** RE: completed reciprocity questionnaire

Thanks. I will look at everything and get back to you.

Susan Sackett DanPullo  
Assistant Attorney General  
LAL Division  
(360) 586-2644

-----Original Message-----

From: Becky Pestana [mailto:Becky.Pestana@oag.state.tx.us]  
Sent: Friday, August 19, 2005 11:07 AM  
To: DanPullo, Susan (ATG)  
Subject: completed reciprocity questionnaire

Susan,

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Thanks,  
Becky Pestana  
Assistant Attorney General

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**From:** Becky Pestana  
**To:** susand1@atg.wa.gov  
**Date:** 8/19/2005 1:06:53 PM  
**Subject:** completed reciprocity questionnaire

Susan,

Attached is a completed reciprocity questionnaire for the State of Texas. I have also included a draft reciprocity agreement, should you find that the State of Texas meets Washington's reciprocity requirements. If I can elaborate further on any of the information I have provided, please contact me at (512) 936-7851.

Thanks,  
Becky Pestana  
Assistant Attorney General

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## **Washington License to Carry a Concealed Pistol/Handgun Questionnaire**

Date: 8-10-2005

State: **Texas**

Department/Division: Office of the Attorney General, General Counsel Division

Address: P.O. Box 12548  
Austin, TX 78711-2548

- 1) Our state x did \_\_\_\_ did not complete this survey in 2004.
- 2) There x have \_\_\_\_ have not been any changes to our state concealed weapons permit/license since we completed the survey in 2004.

**If you have not previously completed this survey or there were changes to your state's law, please complete the survey below.**

- 1) State statute regarding Concealed Pistol/Handgun Licenses: *Tex. Gov't Code Ch. 411*  
Website address for your state statute: [www.capitol.state.tx.us/statutes/gv.toc.htm](http://www.capitol.state.tx.us/statutes/gv.toc.htm)

2) Effective Date: 9-1-2005

3) Does your state honor concealed pistol licenses from other states? Yes x No \_\_\_\_

4) Will your state honor a Washington State Concealed Pistol Permit? Yes x No \_\_\_\_  
*Caveat: Washington is not eligible under current Texas law but will be eligible under the standard of a new law that will take effect September 1, 2005.*

If yes:

a) Is a formal reciprocity agreement required according to your state law?

Yes x No \_\_\_\_

Does your state have a required format for a reciprocity agreement?

Yes \_\_\_\_ No x However, a standard format is used as a matter of policy and convenience. (Attached for convenience)

If yes, please attach a copy of the format/agreement. Does your state mandate the signatory on this agreement? Yes \_\_\_\_ No x However, the signing party must be authorized to bind the agency.

b) Will this questionnaire suffice as acknowledgment that your state will honor valid Washington Concealed Pistol Licenses?

Yes \_\_\_\_ No x

If not, please provide us the appropriate forms and/or information to allow us to satisfy the agreement requirements. See answer to (a), above.

If you will not honor Washington's Concealed Pistol License, please indicate the reasons:

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5) Does your state statute allow for persons under 21 years old to obtain a concealed pistol/handgun license? Yes  No \_\_\_\_\_ Beginning September 1, 2005, a person who is at least 18 years of age but not yet 21 years of age will be eligible for a license to carry a concealed handgun if the person: (1) is a member or veteran of the United States armed forces, including a member or veteran of the reserves or national guard; (2) was discharged under honorable conditions, if discharged from the United States armed forces, reserves, or national guard; and (3) meets the other eligibility requirements of Subsection (a) except for the minimum age required by federal law to purchase a handgun.

6) Does your state require a mandatory fingerprint-based criminal background check?  
Yes  No \_\_\_\_\_

7) Does your state require a mandatory mental health background check?

Yes  No \_\_\_\_\_  
If yes, is the mental health background check fingerprint-based? Yes  No   
If not fingerprint-based, how does your state conduct the mental health background check? Based on (1) local name-based background check through police department, sheriff's department, court files; and (2) self reporting, as required by statute.

8) Comments:

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---

**Thank you for your assistance.**

Name of person completing form: Becky Pestana

Title: \_\_\_\_\_ Assistant Attorney General \_\_\_\_\_

Agency Name: Office of the Attorney General

Address: P.O. Box 12548  
Austin, TX 78711-2548

Contact Phone:(512) 936-7851 e-mail: [becky.pestana@oag.state.tx.us](mailto:becky.pestana@oag.state.tx.us)

I do hereby certify and swear that I am familiar with the laws of this state and I have authority to provide the above information on behalf of the above agency

Date: 8-16-05

Signature of person completing form: Becky Pestana  
If my state requires a signatory to an agreement, I am authorized to be this signatory.

Signature: (Texas Governor Rick Perry and Texas Attorney General Greg Abbott sign all concealed handgun reciprocity agreements.)

**MEMORANDUM OF AGREEMENT**  
between  
**The State of Texas**  
and  
**The State of Washington**  
concerning Concealed Handgun License Reciprocity

**WHEREAS**, the State of Texas has the authority to issue a Concealed Handgun License pursuant to V.T.C.A. Government Code § 411, Subchapter H; and

**WHEREAS**, the State of Washington has the authority to issue a Concealed Pistol License pursuant to Wash. Rev. Code § 9.41.070, et. seq.; and

**WHEREAS**, the State of Texas is authorized to recognize the validity of a nonresident concealed handgun license if the Texas Attorney General determines, with respect to the other state, that a background check through the FBI National Crime Information Center (NCIC) database and the FBI Interstate Identification Index (III) database is initiated by state or local authorities, or agent thereof, on each applicant before the license is issued; and

**WHEREAS**, the Texas Attorney General has made such affirmative determination with respect to the State of Washington; and

**WHEREAS**, the State of Texas is therefore authorized to recognize the validity of a Washington Concealed Pistol License pursuant to V.T.C.A. Government Code § 411.173 (b); and

**WHEREAS**, the State of Washington is authorized, pursuant to Wash. Rev. Code § 9.41.073, to recognize a valid permit to carry a concealed handgun issued by a state which recognizes and gives effect in that state to a Washington Concealed Pistol License if: (1) the other state does not issue licenses to persons under twenty-one years of age; and (2) the other state requires mandatory fingerprint-based background checks of criminal and mental health history for all concealed handgun applicants; and

**WHEREAS**, the State of Washington has determined that the State of Texas meets its reciprocity eligibility requirements; and

**WHEREAS**, Concealed Handgun License reciprocity between Texas and Washington is thus supported by the laws of both states;

**NOW, THEREFORE**, the parties do hereby agree as follows:

1. The State of Texas shall give full faith and credit to a valid Concealed Pistol License issued by the State of Washington; and
2. The State of Washington shall give full faith and credit to a valid Concealed Handgun License issued by the State of Texas; and

3. Persons carrying a concealed firearm pursuant to this Memorandum of Agreement shall comply with all applicable concealed carry laws, rules and regulations of the respective states, including, but not limited to, age requirements and restrictions regarding the type of firearms that may be carried; and
4. The State of Texas and the State of Washington will inform each other of any changes to their respective weapons statutes that may affect the eligibility of the recognition granted by each state pursuant to this Memorandum of Agreement.

**This Memorandum of Agreement becomes effective on the date of the final signature and shall continue in effect unless modified by mutual written consent, or terminated by either state upon thirty (30) days' written notice. This document is not intended to limit or restrict the statutory authority or jurisdiction of either state.**

---

RICK PERRY

Governor of Texas

DATE \_\_\_\_\_

ROB McKENNA

Washington Attorney General

DATE \_\_\_\_\_

I hereby certify that a background check through the FBI National Crime Information Center (NCIC) database and the FBI Interstate Identification Index (III) database is initiated by the State of Washington on each applicant by state or local authorities, or agent thereof, before the license is issued.

---

GREG ABBOTT

Attorney General of Texas

# Washington License to Carry a Concealed Pistol/Handgun Questionnaire

Date: 8-10-2005

State: **Texas**

Department/Division: Office of the Attorney General, General Counsel Division

Address: P.O. Box 12548  
Austin, TX 78711-2548

- 1) Our state x did \_\_\_\_ did not complete this survey in 2004.
- 2) There x have \_\_\_\_ have not been any changes to our state concealed weapons permit/license since we completed the survey in 2004.

**If you have not previously completed this survey or there were changes to your state's law, please complete the survey below.**

- 1) State statute regarding Concealed Pistol/Handgun Licenses: *Tex. Gov't Code Ch. 411*  
Website address for your state statute: [www.capitol.state.tx.us/statutes/gv.toc.htm](http://www.capitol.state.tx.us/statutes/gv.toc.htm)
- 2) Effective Date: 9-1-2005
- 3) Does your state honor concealed pistol licenses from other states? Yes x No \_\_\_\_
- 4) Will your state honor a Washington State Concealed Pistol Permit? Yes x No \_\_\_\_  
*Caveat: Washington is not eligible under current Texas law but will be eligible under the standard of a new law that will take effect September 1, 2005.*

If yes:

a) Is a formal reciprocity agreement required according to your state law?

Yes x No \_\_\_\_

Does your state have a required format for a reciprocity agreement?

Yes \_\_\_\_ No x However, a standard format is used as a matter of policy and convenience. (Attached for convenience)

If yes, please attach a copy of the format/agreement. Does your state mandate the signatory on this agreement? Yes \_\_\_\_ No x However, the signing party must be authorized to bind the agency.

b) Will this questionnaire suffice as acknowledgment that your state will honor valid Washington Concealed Pistol Licenses?

Yes \_\_\_\_ No x

If not, please provide us the appropriate forms and/or information to allow us to satisfy the agreement requirements. See answer to (a), above.

If you will not honor Washington's Concealed Pistol License, please indicate the reasons:

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5) Does your state statute allow for persons under 21 years old to obtain a concealed pistol/handgun license? Yes x No \_\_\_\_\_ Beginning September 1, 2005, a person who is at least 18 years of age but not yet 21 years of age will be eligible for a license to carry a concealed handgun if the person: (1) is a member or veteran of the United States armed forces, including a member or veteran of the reserves or national guard; (2) was discharged under honorable conditions, if discharged from the United States armed forces, reserves, or national guard; and (3) meets the other eligibility requirements of Subsection (a) except for the minimum age required by federal law to purchase a handgun.

6) Does your state require a mandatory fingerprint-based criminal background check?

Yes x No \_\_\_\_\_

7) Does your state require a mandatory mental health background check?

Yes x No \_\_\_\_\_

If yes, is the mental health background check fingerprint-based? Yes \_\_\_\_\_ No x \_\_\_\_\_

If not fingerprint-based, how does your state conduct the mental health background check? Based on (1) local name-based background check through police department, sheriff's department, court files; and (2) self reporting, as required by statute.

8) Comments:

---

---

**Thank you for your assistance.**

Name of person completing form: Becky Pestana

Title: \_\_\_\_\_ Assistant Attorney General \_\_\_\_\_

Agency Name: Office of the Attorney General

Address: P.O. Box 12548  
Austin, TX 78711-2548

Contact Phone:(512) 936-7851 e-mail: [becky.pestana@oag.state.tx.us](mailto:becky.pestana@oag.state.tx.us)

I do hereby certify and swear that I am familiar with the laws of this state and I have authority to provide the above information on behalf of the above agency

Date: 8-16-05

Signature of person completing form: Becky Pestana  
If my state requires a signatory to an agreement, I am authorized to be this signatory.

Signature: (Texas Governor Rick Perry and Texas Attorney General Greg Abbott sign all concealed handgun reciprocity agreements.)