



HOUSE BILL 427: CCW Permit/No Records Provided.

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2025-2026 General Assembly

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|-----------------------|---|---------------------|-----------------------------------|
| Committee: | House Judiciary 2. If favorable, re-refer to Health. If favorable, re-refer to Rules, Calendar, and Operations of the House | Date: | April 8, 2025 |
| Introduced by: | Reps. Kidwell, Moss, Pike, Ward | Prepared by: | Hannah Kendrick Staff Attorney |
| Analysis of: | PCS to First Edition H427-CSCV-14 | | |

OVERVIEW: *The Proposed Committee Substitute (PCS) to House Bill 427 would replace the required disclosure of records concerning the mental health or capacity of an applicant for a concealed handgun permit with a "Yes" or "No" statement indicating whether the person or entity has medical records for the applicant and a summary of any records relating to a diagnosis of a mental illness made by a medical professional.*

CURRENT LAW:

G.S. 14-415.13(a)(f) requires an applicant for a concealed handgun permit to submit to the sheriff a release form that authorizes and requires the disclosure of any records concerning the mental health or capacity of the applicant. This disclosure is to be used for the sole purpose of determining whether the applicant is disqualified from obtaining a permit under G.S. 14-415.12.

BILL ANALYSIS:

The PCS to House Bill 427 would modify the process for disclosing records related to the mental health of a person applying for a concealed handgun permit. The PCS would require a person or entity presented by the applicant or by the sheriff with a release form to respond within 15 days of receipt of the release with a "Yes" or "No" statement indicating whether the person or entity has medical records pertaining to the applicant.

If a person or entity responds with a statement indicating "Yes," then the person or entity would be required to provide, within 30 days following the initial receipt of the release, a summary of any mental health records that indicate the applicant has been diagnosed by a medical professional with a mental illness.

If a person or entity does not have records indicating that the applicant has been diagnosed by a medical professional with a mental illness, the person or entity would be required to respond to the sheriff and provide a statement indicating that none of the records are related to a mental health diagnosis.

In the absence of fraud or malice, no person or entity who responds with a statement would be liable for damages in a civil action if the statement was found to be inaccurate. Disclosure of records to the sheriff would not be required.

If a person's application is denied, the sheriff would be required to notify the applicant and identify and provide contact information for any person or entity who provided a summary of a mental health diagnosis.

By no later than September 30, 2025, the Administrative Office of the Courts would be required to update the release required under G.S. 14-415.13(A)(5) to reflect the amendment set forth in Section 1 of this act.

Kara McCraw
Director



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Legislative Analysis
Division
919-733-2578

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EFFECTIVE DATE: This act would become effective October 1, 2025, and apply to applications submitted on or after that date.