

MEMORANDUM OF AGREEMENT

between

The State of Texas

and

The State of West Virginia

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 West Virginia has the authority to issue a Concealed Handgun Permit pursuant to W. Va. Code § 61-7-4; 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 West Virginia; and

WHEREAS, the State of Texas is therefore authorized to recognize the validity of a West Virginia Concealed Handgun Permit pursuant to V.T.C.A. Government Code § 411.173(b); and

WHEREAS, the State of West Virginia is authorized pursuant to W. Va. Code § 61-7-6a, to recognize a valid concealed handgun license issued by another state, provided (1) the standards applied by the other state before issuing a concealed handgun license or permit must be similar to or greater than the standards imposed by West Virginia law; (2) the issuing authority provides the means for instantaneous verification of the validity of all such licenses, accessible 24 hours a day; (3) the other state agrees to grant the right to carry a concealed handgun to residents of West Virginia who have valid concealed handgun permits issued pursuant to West Virginia law; and (4) the states agree to apprise one another of changes in permitting standards and requirements; and

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

WHEREAS, Concealed Handgun License reciprocity between Texas and West Virginia 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 Handgun Permit issued by the State of West Virginia; and
2. The State of West Virginia 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 West Virginia 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

RICK PERRY
Governor of Texas
DATE _____

Darrell V. McGraw, Jr.
DARRELL V. MCGRAW, JR.
West Virginia Attorney General
DATE 2-21-12

STATE OF WEST VIRGINIA,
COUNTY OF KANAWHA, To-Wit:

The foregoing Reciprocity Agreement was subscribed and acknowledged by The Honorable Darrell V. McGraw, Jr., Attorney General of West Virginia, to be his true official act and deed, this 21st day of FEBRUARY, 2012.

Willa Jeanne Young
Notary Public

