

EFFECTIVE: December 1, 2012  
SUBJECT: CCW Endorsement Privilege for Retired Officers  
ISSUED BY: Fernando M. Solorzano

**I. PURPOSE**

The purpose of this General Order is to establish the guidelines for requesting an endorsement privilege, renewal of the endorsement and appeal of a denied request for the CCW endorsement privilege for retired sworn personnel.

**II. DISCUSSION**

It shall be the policy of the CSU Long Beach Police Department to issue IC cards to retired sworn personnel and to provide CCW endorsements to personnel who meet the required qualifications pursuant to 18 USC and 926C as outlined in House Resolution 218, the Law Enforcement Officers Safety Act of 2004 (LEOSA), and section §25455 California Penal Code.

**III. POLICY**

**(a) Retirement Status.**

A sworn member of the Department may retire from the Department under three different types of retirement statuses:

- (1) *Service Retirement.* The employee retires after reaching the minimum retirement age with the minimum number of required years of service.
- (2) *Ordinary Disability Retirement.* The employee retires, after serving the minimum number of years of service, due to a medical condition not related to employment with the Department.
- (3) *Industrial Disability Retirement.* The employee retires because of injuries sustained due to, or connected with, their employment as a peace officer and they are deemed by medical authority to be incapable of performing the duties of the position because of the medical condition.

**(b) Request for CCW Endorsement**

- (1) The sworn member may request, upon qualification, either the National CCW in compliance with House Resolution 218 (LEOSA) or a CCW permit valid for California only. The requirements for each type of endorsement are as follows:

- a. Retired officers qualifying for CCW privileges within the **State Of California only** shall minimally meet the criteria described in §25455 and be issued an ID card as described in §25460 CPC:
  1. The ID card is to be 2”x 3” in size
  2. Bear the name, date of birth, date of retirement, agency name, agency address, and a photograph of the retired officer.
  3. The ID card shall be stamped with the endorsement “CCW Approved.”
  4. The ID card shall bear the date by which the CCW endorsement is to be renewed.
  5. Any certificate issued pursuant to §25455 PC shall not be valid as an identification for the sale, purchase, or transfer of a firearm.
  
- b. As per §25465 PC it shall be the retired officers responsibility to petition the Department for a renewal of the retired officers privilege to carry a concealed weapon every five years.
  1. Retired officers petitioning for renewal of the CCW privilege shall provide proof meeting Department handgun proficiency/qualification at the time of the renewal request
  
- c. Retired officers seeking **national certification** of LEOSA in addition to California CCW privileges shall be issued an ID card with such endorsement based on the criteria outlined in 18 USC 926C (c) (1):
  1. The officer retires in good standing from sworn police service with a non-forfeitable right to benefits under a Cal PERS retirement plan, for any reason other than “mental instability”
    - i. For the purposes of this section the term “retired in good standing” is considered to be synonymous with “honorable retirement.”
  2. At the time of retirement the officer was regularly employed as a law enforcement officer for an aggregate of fifteen (15) years or more, or retired after completing any probationary period due to a service-connected disability.

3. The retiring officer is not prohibited by Federal law from receiving a firearm.
4. The retiring officer, at the officer expense, **annually** provides evidence they meet the state standard for training and qualification for active Law Enforcement Officers to carry a weapon.
5. ID cards issued to retired officers who qualify for national CCW privileges according to 18 USC 926C will meet the criteria described above for State CCW (See Section b(1)(a) above), with the following exceptions:
  - i. The text “National CCW Approved” and “Law Enforcement Officers Safety Act of 2004” shall appear on the back of the card in place of “California CCW Approved.”
  - ii. The ID card shall display its annual expiration date.

**(c) CCW Procedures**

(1) In addition to compliance with all relevant laws and policies regarding CCW. It shall be the responsibility of individual retired officers with CCW privileges to:

- a. While traveling or residing outside the State of California make all reasonable efforts to discover and comply with applicable laws and policies of the relevant jurisdiction(s) or agencies with regards to carrying concealed weapons, including any local interpretations of the requirements of 18 USC 926C.
- b. Retired officers choosing to exercise their CCW privileges and in possession of a concealed firearm, shall have in their immediate possession, and shall display upon lawful request by a duly authorized Federal, State, or Local law enforcement officer:
  1. The valid Department issued ID card issued to that retired officer.
  2. If issued by this agency, or another state or federal law enforcement agency, a valid document certifying the retired officer’s qualification to carry a concealed firearm per the requirements of 18 USC 926C.

(2) Notify the Department of a new home address within thirty (30) days of a change in permanent residence, so a new ID card may be issued.

- (3) Only conceal carry a firearm of the type for which they are qualified, and which is in good condition and proper working order.
  - a. It shall be the responsibility of the retired officer pay any fees and/or costs associated with maintaining any concealed carry weapon in proper working order.
- (4) Refrain from being under the influence of alcohol, or any other intoxicating or hallucinatory drug or substance, including prescribed medications that cause such affects, when exercising CCW privileges.
- (5) Contact the Department in a timely manner to apply for renewal of identification cards.
- (6) Department provided CCW endorsements do not confer any exception form otherwise lawful restrictions of polices that prohibit or regulate the possession of firearms. This includes but is not limited to restrictions in effect at the following types of locations:
  - a. Government property or buildings
  - b. Airports or other transportation facilities or vessels
  - c. Areas outside the jurisdiction of California or the United States
  - d. Private property.

**(d) CCW Process**

- (1) Any retiring sworn member may submit, within thirty (30) days of retirement becoming effective, a request to the Chief of Police for an application for a retirement ID card with or without a concealed weapon endorsement.
  - a. An ID card without CCW endorsement will expire five (5) years from the date of issue.
  - b. An ID card with CCW endorsement will expire as identified above based on the type of CCW issued.
- (2) Any retiring peace officer who has been honorably retired will be issued an ID card by the Department. The Chief of Police will review the request and may direct an investigation into the suitability of granting the CCW privilege.
  - a. An officer shall be deemed to be unqualified for CCW privilege when prior to, or after retiring, the Officer has:
    1. Agreed to a service retirement in lieu of termination
    2. Retired due to a psychological disability.
    3. Been convicted of any offense which precludes the ownership or possession of a firearm.

4. Is placed under court order not to possess a firearm.
- b. An officer may be deemed unqualified for CCW privilege when prior to , or after retiring, the Officer has:
    1. Suffered an emotional or nervous disorder; or
    2. Been committed, either voluntarily or involuntarily, to any hospital, mental institution, or other facility for treatment of a mental disorder or for the use do alcohol, drugs, or narcotics; or
    3. Committed an act of misconduct or been convicted of any crime involving moral turpitude, dishonesty, the use of narcotics, drugs, alcohol or other intoxicants, or otherwise comes under the close scrutiny of law enforcement.
    4. Committed any act which compromises public safety.
  - c. The Chief of Police will, within forty-five (45) days of receipt of the request, inform the applicant of the approval or denial of the application.
- (3) Revocation, Denial, and the Appeals Process will be consistent with CPC sections §26300 - §26325.
- a. The ID card authorizing the retired officer to carry a concealed and loaded firearm or any endorsement on the ID card may be revoked or denied upon a showing of good cause. {PC 26305 (d)}.
  - b. A retired peace officer may have their privilege to carry a concealed and loaded firearm revoked or denied by violating any Department rule, or state or federal law that, if violated by an Officer on active duty, would result in that Officer's arrest, suspension, and/or removal from the agency. {PC 26305(b)}.
  - c. Any retired peace officer whose ID card authorizing the Officer to carry a concealed and loaded firearm, or any endorsement for such carry that is to be suspended or revoked. Shall be served with a notice of hearing and have fifteen (15) days from receipt of notice of hearing to respond. {PC 26312 (a) – (e) and PC 26315 (a)-(e)}.
    1. For the purposes of this section receipt of notice of hearing service is evidenced by either personal service of the notice or by way of first-class mail, postage-prepaid, return receipt requested letter sent to the retiree's last known place of residence.

2. Permanent revocation of a CCW endorsement may only be made subsequent to a hearing. The hearing shall conform to all the requirements of PC 26320. The hearing board will be comprised of:
  - a. One member selected by the Chief of Police
  - b. One member selected by the retired peace officer, or SUPA.
  - c. One member selected by joint agreement of the Chief of Police and the retired peace officer or SUPA.
  - d. Any decision of the board shall be binding on the Department and the retired peace officer {PC 26320(b)}.
3. Any retired peace officer, when notified of the revocation of their privilege to carry a concealed and loaded firearm, after the hearing, or upon forfeiting their right to a hearing, shall immediately surrender to the Department their ID card with CCW endorsement. The Department will issue a new ID card without CCW endorsement which reads “No CCW Privilege.” {PC 26325}.
4. Failure to comply with Department regulations and policies regarding CCW may result in the suspension of privileges and any other action deemed necessary as outlined above.

(4) Renewal and Issuance

- a. As per 25455(b) of the Penal Code the Department may charge a fee necessary to cover any reasonable expenses incurred by the Department pursuant to the issuance or renewal of a CCW certificate.
- b. A copy of the Department request form for CCW endorsement is located on the Department SharePoint server.

(5) Records

- a. The Department will maintain record of all retirees issued ID cards with CCW endorsement and expiration dates.

APPROVED

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