

Certain documents or portions of documents related to this training may be exempt from disclosure under the California Public Records Act on one or more of the following grounds:

- a. They are records dealing with security and safety procedures that are exempt pursuant to Government Code Section 6254(f). (Northern California Police Practices Project v. Craig (1979) 90 Cal.App.3d 116, 121-122.);
- b. They are materials for which the City of San Rafael does not hold the copyright or have permission to publish.

Where exempt material can be reasonably segregated from nonexempt material in these records, the exempt material has been redacted and the nonexempt material is shown. Where it is not reasonably possible to segregate out the exempt material, the Department is withholding the entire document from disclosure.

San Rafael Police Department Policy 220 - Retired Officer CCW Endorsements

220.2 QUALIFIED RETIREES

Any fulltime sworn officer of this department who was authorized to, and did, carry a concealed firearm during the course and scope of their employment shall be issued an identification card with a "CCW Approved" endorsement upon honorable retirement (Penal Code § 12027(a)(1)(D)): (a) For the purpose of this policy, "honorably retired" includes all peace officers who have qualified for, and accepted, a service or disability retirement, however, shall not include any officer who retires in lieu of termination; (b) No "CCW Approved" endorsement shall be issued to any officer retiring because of a psychological disability (Penal Code 12027.1(b)(3)(c)).

220.3 MAINTAINING A CCW ENDORSEMENT

In order to maintain a "CCW Approved" endorsement on an identification card, the retired officer shall (Penal Code § 12027(a)(2)): (a) Qualify annually with the authorized firearm at a course approved by this department at the retired officer's expense; (b) Remain subject to all department rules and policies as well as all federal, state and local laws; (c) Only be authorized to carry a concealed firearm inspected and approved by the Department.

220.4 CARRYING FIREARMS OUT OF STATE

Subject to 18 United States Code 926C and Policy Manual § 312.8, qualified retired officers of this department may be authorized to carry a concealed weapon in other states.

220.5 IDENTIFICATION CARD FORMAT

The identification card issued to any qualified and honorably retired officer shall be two inches by three inches and minimally contain the following (Penal Code § 12027(a)(1)(D)): (a) Photograph of the retiree; (b) Retiree's name and date of birth; (c) Date of retirement; (d) Name and address of this department; (e) A stamped endorsement "CCW Approved" along with the date by which the endorsement must be renewed (not more than one year). In the case in which a CCW endorsement has been denied or revoked, the identification card shall be stamped "No CCW Privilege"; (f) If applicable, a notation that "This person is in compliance with 18 U.S.C. §926C(d)(1)."

220.6 DENIAL OR REVOCATION OF CCW ENDORSEMENT

The CCW endorsement for any officer retired from this department may be denied or revoked only upon a showing of good cause. Good cause, if challenged, shall be determined in the following manner: (a) In the event that a CCW endorsement is initially denied, the retired officer shall have 15 days from the date of denial to request a formal hearing. The failure to submit a timely written request for a hearing shall be deemed a waiver of such right. The hearing shall be held no later than 120 days after the request by the retired officer for a hearing is received (Penal Code § 12027.1(a)(1)(C)); (b) Prior to revocation of any CCW endorsement, the Department shall provide the affected retiree with written notice of hearing by either personal service or first class mail, postage prepaid, return receipt requested to the retiree's last known address (Penal Code § 12027.1(b)(2)); 1. The retiree shall have 15 days from the Department's verification of service to file a written request for a hearing; 2. The hearing shall be held no later than 120 days after the request by the retired officer for a hearing is received; 3. The failure to submit a timely written request for a hearing shall be deemed a waiver of such right; (c) The hearing for the denial or revocation of any CCW endorsement shall be composed of three members, one selected by the Department, one selected by the retiree or his/her employee organization and one selected jointly (Penal Code § 12027.1(d)); 1. The decision of such hearing board shall be binding on the Department and the retiree; 2. Any retiree who waives the right to a hearing or whose CCW endorsement has been revoked at a hearing shall immediately surrender his/her identification card. The Department will then reissue a new identification card which shall be stamped "No CCW Privilege".