

5-09/380.00 ISSUANCE OF LICENSES FOR CONCEALED WEAPON

In accordance with Penal Code section 12050, subject to the following Department procedure, any person may obtain a Department application for authorization to carry a concealed weapon.

5-09/380.05 POLICY STATEMENT

No Concealed Weapon License should be granted merely for the personal convenience of the applicant. No position or job classification in itself should constitute good cause for the issuance or denial of a license. Each application shall be individually reviewed for cause.

5-09/380.10 APPLICATION REQUESTS

Any person may obtain the standard State of California's Concealed Weapon License Application (form SH-AD-602 revised 2/95) from any Station, the concerned Assistant Sheriff, or Undersheriff.

Each applicant must demonstrate proof of residence and good character. In addition, good cause for the purposes of Penal Code section 26150 shall exist only if the following prevails:

- convincing evidence of a clear and present danger to life or of great bodily harm to the applicant, his spouse or dependent child, which cannot be adequately dealt with by existing law enforcement resources and which danger cannot be reasonably avoided by alternative measures, and which danger would be significantly mitigated by the applicant's carrying of a concealed firearm.

If the applicant resides in an incorporated city not policed by this Department, they must apply to the chief of police of their city of residence for a Concealed Weapon License and have such application acted upon. Within 60 days after a denial of such application, such city resident may file a separate application with the Sheriff's Department, attaching a copy of the Letter of Denial by the chief of police. The concerned Assistant Sheriff will exercise independent discretion in granting or denying licenses to such persons but may review, consider and give weight to the grounds upon which such denial was made.

5-09/380.15 APPLICATION PROCESSING

Reserve Deputies

Reserve Deputy personnel shall direct their concealed weapon permit requests to Reserve Forces Bureau for processing.

All Other Applicants

All other applicants shall complete the Department's Concealed Weapon License Application and return it to any Station, the concerned Assistant Sheriff, or Undersheriff. If returned to a Station, the concerned Station shall forward the application to the Undersheriff or the concerned Assistant Sheriff.

Applicants must specifically state under the section entitled "Reason for Desiring License" those circumstances which present convincing evidence. (See first dashed item of preceding section 5-09/380.10.)

Additionally, the applicant must show proof of residence by some type of approved, recognized identification card, and at least one cancelled item bearing United States postage.

The following procedure shall be adhered to upon accepting the application:

- all completed applications and reproductions of the proof of residence will be submitted to the Undersheriff or the concerned Assistant Sheriff. Each application will be reviewed and either approved for further processing or disapproved by the Sheriff or his designated representative; and
- Reserve Forces Bureau, the concerned Assistant Sheriff, or the Undersheriff will notify the applicant of the Sheriff's action, by mail.

At the time of this appointment, the applicant must show proof of completion of a state-approved, firearms training course, or alternate proof of firearms proficiency. A reproduction of this document shall be attached to the application.

Additionally, the applicant will complete the California State application form for a Concealed Weapon License, Bureau of Identification (form BID-7), deposit a non-refundable fee of \$10.00 for Department processing, in addition to such fees required by the State Department of Justice and submit to fingerprinting and photographing.

No license will be issued until the CII check is returned.

- a photograph of the applicant may be affixed to license at time of issuance (optional);
- the Bureau of Identification (form BID-7) and Department of Justice fee will be submitted by the Department for CII processing; and
- once the Department of Justice has processed the application and a CII history sheet attesting to the applicant's good character have been returned to the office of the Undersheriff or concerned Assistant Sheriff the Department will notify the applicant of the final disposition.

Evidence of past criminal history will be grounds for an automatic disapproval of a concealed weapon license.

When appropriate, the applicant will be notified to contact the Undersheriff or concerned Assistant Sheriff for an appointment to obtain the license.

- the Undersheriff or concerned Assistant Sheriff shall prepare the appropriate State license form for signature by the Sheriff or his designee. The date of issuance shall be

set for the day upon which the applicant can respond to the office of the Undersheriff, the office of the concerned Assistant Sheriff or Reserve Forces Bureau to obtain the license; and

- distribution of the three-part BCII 4501 form shall be as follows:
 - white original to licensee;
 - yellow copy to CII; and
 - pink copy to be retained by the Undersheriff's office, the concerned Assistant Sheriff's office, or Reserve Forces Bureau.

5-09/380.20 FIELD LICENSE CHECKS

When Deputies have an occasion to inspect a concealed weapon license (possession mandatory), they shall give special attention to the following:

- description of weapon licensed to be carried;
- photograph (optional);
- other weapons authorized; and
- restrictions itemized on reverse side of license.

5-09/380.25 REGULATORY GUIDELINES FOR LICENSED PERMITTEE

All Concealed Weapon License applicants, whether applying for a new or renewal license, are subject to the preceding criteria and the following restrictions.

When a Concealed Weapon License is issued, the following restrictions will apply and shall appear on the reverse side of the first copy of the BCII 4501 form:

- restriction violations of this license shall constitute an immediate revocation and subjects the bearer to provisions of 25400 PC. Additionally, the license may be seized by any peace officer and returned to LASD, Attn: Office of the Undersheriff or concerned Assistant Sheriff; and
- while exercising the privilege granted to them under the terms of this permit, licensees shall not:
 - consume any alcoholic liquor;
 - represent to any person that they are peace officers unless they are, in fact, peace officers as defined by law;
 - abuse this privilege by an unjustified display of a deadly weapon;
 - violate any law of this state or country;
 - be under the influence of any medication or narcotic drug;
 - impede law enforcement officers in the conduct of their activities; and
 - refuse to display their license or to surrender their concealable firearm to any peace officer for inspection upon demand.

In addition, SPECIAL LIMITATIONS may include, but are not limited to, the time, place and circumstances under which the license is valid. Some examples of special limitations include:

- licensee must wear eyeglasses;
- license is further limited to geographic areas which are less than the County boundaries;
- license is valid only at specified times;
- license is valid for a period which is less than one year;
- exercise this limited privilege only within this County; and
- other conditions which are identified by the statement of good cause.