

**REPORT OF THE
CHIEF LEGISLATIVE ANALYST**

DATE: July 17, 2013

TO: Honorable Members of the Rules, Elections and Intergovernmental Relations Committee

FROM: Gerry F. Miller *Mark Faber for* Council File No: 13-0002-S102
Chief Legislative Analyst Assignment No: 13-07-0603

SUBJECT: Resolution (Englander -Buscaino) to support AB 703, which would entitle retired level I peace officers to an endorsement for a Concealed Carry Weapon permit

CLA RECOMMENDATION: Adopt Resolution (Englander - Buscaino) to include in the City's 2013 – 2014 State Legislative Program SUPPORT for AB 703 (Hall), which would entitle retired level I peace officers to an endorsement for a Concealed Carry Weapon permit, if the retiree carried a firearm in the course of their duties and served the minimum amount of time to retire, as specified by their agency.

SUMMARY

On July 5, 2013, a Resolution (Englander - Buscaino) was introduced to support AB 703 (Hall), legislation which would entitle retired level I peace officers to an endorsement for a Concealed Carry Weapon (CCW) permit, if the retiree carried a firearm in the course of their duties and served the minimum amount of time as specified by their agency. The Resolution states that retired peace officers often come into contact with former arrestees and others they dealt with on the job, potentially placing them and their loved ones in danger. The Resolution also states that, as a result of this potential danger, retired peace officers are regularly issued an endorsement for a CCW permit upon honorable retirement.

The Resolution states that, while retired reserve officers face the same potential dangers as full-time officers, they are not currently afforded a CCW endorsement upon retirement. The Resolution, therefore, seeks an official position of the City of Los Angeles to support AB 703, which would entitle retired level I peace officers to an endorsement for a Concealed Carry Weapon permit, if the retiree carried a firearm in the course of their duties and served the minimum amount of time to retire as specified by their agency.

BACKGROUND

Under current law, a peace officer who retires honorably is issued an identification certificate by the agency they retire from. Further, current law requires that this certificate has an endorsement stating that the issuing agency approves of the retiree's carrying of a concealed weapon. Retired officers often come into contact with individuals they dealt with in an official capacity while peace officers, placing them in potential danger. Because of this, CCW permits are issued to these retired officers for their personal protection.

However, the CCW endorsement is limited to full-time officers, and does not currently apply to retired reserve officers. Level I reserve peace officers have similar duties and training as full-time officers, and are authorized to work without immediate supervision. As these officers face the same dangers as their full-time counterparts, it is logical to extend the entitlement to a CCW endorsement to them. AB 703 would do this.

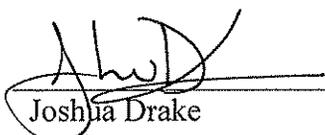
AB 703 would require law enforcement agencies to provide a CCW endorsement on the identification of retired level I officers stating that the issuing agency approves of the retiree's carrying of a concealed weapon. This endorsement would only be granted to retired reserve officers who carried a firearm during the course and scope of their appointment, and that have served the minimum service time set by their agency. Under AB 703, the service time must be more than ten years, but less than twenty.

DEPARTMENTS NOTIFIED

Police Department

BILL STATUS

02/21/2013	Bill introduced
03/19/2013	Referred to Assembly committee on Accountability and Administrative Review
04/19/2013	Re-referred to Assembly committee on Public Safety pursuant to Assembly Rule 96
05/19/2013	Passed in committee
05/23/2013	Passed in Assembly (71-0); referred to Senate
06/06/2013	Referred to Senate committee on Public Safety
06/24/2013	Passed in Senate committee on Public safety, referred to committee on Appropriations


Joshua Drake
Analyst

GFM:MF:jwd

Attachment: Resolution (Englander - Buscaino)

13-0002-5102

JUL 03 2013

RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS
RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, under current law, any peace officer who retires honorably shall be issued an identification certificate by the law enforcement agency they retired from; and

WHEREAS, retired peace officers often come into contact with former arrestees and others they dealt with while on the job, potentially placing them and their loved ones in harm's way; and

WHEREAS, as a result of this potential danger, retired peace officers are commonly issued a Concealed Carry Weapon (CCW) permit upon their honorable retirement; and

WHEREAS, under current law, a retired officer's identification certificate shall have an endorsement on their identification certificate stating that their agency approves of the retired officer carrying a concealed weapon; and

WHEREAS, while many reserve officers face the same danger as that faced by full-time officers, they are not afforded a CCW endorsement; and

WHEREAS, AB 703 (Hall) would address this by entitling retired reserve peace officers to the same endorsement for a CCW as that given to retired full time officers; and

WHEREAS, this endorsement would be limited to retired level I peace officers who carried a weapon in the course and scope of their police duties who have served the aggregate minimum amount of time specified by their agency for retirement;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2013 - 2014 State Legislative Program SUPPORT for AB 703, which would entitle retired level I peace officers to an endorsement for a Concealed Carry Weapon permit, if the retiree carried a firearm in the course of their duties and served the minimum amount of time to retire as specified by their agency.

PRESENTED BY *M. Englander*
MITCHELL ENGLANDER
Councilmember, 12th District

SECONDED BY *Joe Bruner*

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