



California Exposition and State Fair Police Department

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DEPARTMENT GENERAL ORDER

ORDER № 200.130

JAN 2019 (Revised)

08/06/2006 (New)

CONCEALED FIREARM ENDORCEMENT FOR RETIREES

200.131 PURPOSE

- A. In accordance with California Penal Code §§§ 25450, 25900, 26300 (et. Al.) to establish the requirements for issuance, or revocation of concealed firearms certification for honorably retired California Exposition & State Fair Police Officers.

200.132 POLICY

- A. In accordance with California Penal Code § 25455, peace officers hired pursuant to California Penal Code § 830.2(i) shall, upon being honorably retired, be issued a retired concealed firearms certificate (CCW Approved).
- B. Honorably retired peace officers having a concealed firearms certificate are not required to qualify annually with their firearm. The department's concealed firearms certificate does not signify the retired officer's proficiency with the use of their firearm. The certificate only signifies their right to carry a concealed firearm. Honorably retired peace officers having a concealed firearms certificate are invited and encouraged to participate in department periodic firearms training, at their own expense, to maintain proficiency with their firearm.
- C. In accordance with California Penal Code § 26305, the police department may revoke or deny the concealed firearms certification when the employee or retiree violates any Departmental rule or state or federal law that, if violated by an officer on active duty, would result in that officer's arrest, suspension, or termination.

200.133 REVOCATION

- A. Response to Notice of Hearing: Any retired police officer whose endorsement is to be revoked shall have 15 days to respond to a notice of that hearing.
- B. Required Notice. Notice of the hearing shall be served either personally on the retiree or sent by first class mail, postage prepaid, return receipt requested, to the last known address of the addressee. The 15 days shall begin when the signed registered receipt is returned or the date the notice is personally served upon the retiree. Failure to respond within the allotted 15 days will result in forfeiture of the right to respond.

*The mission of the California Exposition & State Fair Police is to:
Provide for the safety and security of visitors, employees, and stakeholders; keep order and
preserve the peace; and support the economic well-being of the California Exposition & State Fair.*

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- C. Revocation of Concealed Weapon Endorsement: Revocation or denial of the concealed firearms endorsement by the police department may occur only upon a showing of good cause. In accordance with California Penal Code § 26315, the good cause may be appealed at a hearing before a three member hearing board selected as follows:
1. One member selected by the Chief of Police.
 2. One member selected by the retired peace officer or his/her employee organization.
 3. One member selected jointly by California Exposition & State Fair Police Department and the retired peace officer, or their employee organization.
 - a. The decision of the majority is the decision of the board.

200.134 DENIAL

- A. A denial of endorsement may be denied prior to the hearing, if a hearing is not conducted prior to the denial.
- B. The retiree, within 15 days of the notice of denial, shall have the right to request a hearing. Failure to request a hearing shall result in forfeiture of the right to the hearing.
- C. In accordance with California Penal Code § 26305(a), no peace officer who retired after January 1, 1989, because of a psychological disability shall be issued an endorsement to carry a concealed firearms certificate.
- D. After the hearing, if revocation or denial is confirmed, or upon forfeiture of the right to a hearing, the retired peace officer shall immediately surrender his/her identification card to the Department. The police department will reissue a new identification without a concealed firearms endorsement. Hearing requests shall be made to the Chief of Police. Failure to request a hearing shall result in the forfeiture of the right to the hearing.