

Concealed Carry Weapon Licensing Process

Interim Chief Kevin E. Hart



Concealed Carry Weapon Licenses

What is a CCW license?



- A CCW license allows an individual to carry a concealed pistol, revolver, or other firearm capable of being concealed on your person.
- CCW licenses can be issued by a Sheriff or Chief of Police. For many years, the Alameda County Sheriff's Office handled all in-county requests as a courtesy to the other law enforcement agencies in the county.

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Background:

- June 2022 the Supreme Court issued a decision in *New York Rifle and Pistol Association v. Bruen* (2022) 597 U.S. [142 S.Ct. 2111]
- This decision eliminated the “good cause” clause in consideration for issuing a concealed carry weapon licensing and required states with this language to amend any related statutes.

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The Impact of US v. Bruen



- California, having a “good cause” clause, passed Senate Bill 2 which made the required amendments to several Penal Code sections related to CCW licenses.
- Sheriff Offices around the state have seen a major increase in applications as a result of the Bruen decision causing a significant burden on their staffs to include the Alameda County Sheriff’s Office.

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What this means for San Leandro PD



- January 2024, Alameda County Sheriff Yesenia Sanchez met with county Police Chiefs and expressed the need for local agencies to begin processing CCW applications from individuals within their jurisdictions.
- There are 44 current CCW licenses in the City and 142 pending applications currently being handled by the ACSO.
- Going forward, SLPD can expect 200-300 new or renewal applications per year which will put a significant burden on current full-time SLPD staff.

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How is SLPD Responding



- To address the burden on staff, a retired annuitant position is proposed to take the role of CCW Coordinator and SLPD entered into a service contract with Permitium, a software provider for processing and auditing CCW applications and licensing to expedite the process.
- Fees were calculated with the intent to make the process cost neutral to the City. The fee schedule was presented to the Finance Committee on 3/27/24.

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Who Can Hold a CCW License: Four Types

Standard CCW is applicable to residents of the City of San Leandro who can lawfully possess a firearm and meet the qualifications defined by statute. This license must be renewed every two years.

Judicial CCW license is applicable to Judges either residing in or working in the jurisdiction of the City of San Leandro. This license must be renewed every three years.

Reserve Officer CCW is applicable to individuals employed as reserve police officers in a law enforcement agency and who reside in the City of San Leandro. Reserve police officers are required by law to be issued a CCW license to carry a firearm off-duty whereas full-time police officers and retired full-time police officers are authorized to carry off duty per California Penal Code 171. This statute does not apply to reserve officers. This license must be renewed every four years.

Employment CCW license is applicable to individuals doing business in the City of San Leandro. This license must be renewed every 90 days.

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The Proposed SLPD CCW Process



- Application and 50% of SLPD fees paid. The fees are non-refundable as staff time will be required to process the application and fees are required by the Department of Justice for processing. These fees are collected through Permitium.
- Background of applicant by SLPD CCW Coordinator. (More information on the next slide.)
- Psychological exam, fees paid by applicant directly to the vendor.
- Firearms safety training and testing, fees paid directly to the vendor.
- Final review and remaining 50% of SLPD fees paid before issuance of CCW license.

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The Background Process



- Review by CCW Coordinator includes:
 - Fingerprinting (LIVESCAN) to receive criminal history from the Department of Justice.
 - Check through the Department of Justice for lawful ability to own firearms.
 - Proof of residency/employment eligibility.
 - Interview of applicant.
 - Review of local law enforcement records systems.
 - Contact with required references.

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Psychological Exam and Safety Training



- Applicants will be required to participate in a psychological exam with a provider approved by SLPD. The report will be delivered by the provider to the SLPD Coordinator.
- Applicants will be required to attend firearms safety training and pass a qualifying exam by a DOJ approved vendor that meets state law requirements. The training includes education on legal requirements for gun safety, storage in the home and storage in transit.
 - New applicants are required to attend a 16 hour training.
 - Renewals are required to attend a 8 hour training.

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Proposed SLPD Fees Explained

- Retired annuitant hourly pay as the CCW Coordinator - \$70.97
- Four (4) hours of staff time per application have been allocated for a total of \$283.88.
State fee (DOJ):
 - Standard Initial License - \$93.00
 - Standard Renewal License - \$52.00
 - Judicial Initial License - \$122.00
 - Judicial Renewal License - \$74.00
 - Reserve Officer Initial License - \$139.00
 - Reserve Officer Renewal License - \$96.00
 - Employment Initial License - \$38.00
 - Employment Renewal License - \$71.00
 - Permitium fee - \$15.00
- Cost of the software is \$3,000.00 for a one-year subscription. The \$15.00 fee was determined by the anticipated 200 applications processed in a year's time.
Internet search fee - \$12.00
- This is a service that searches the internet and social media sites providing a report on any listings or posts that would be of a safety concern.

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Fees Recommended for Approval

Standard Initial License (2 year) – Recommend \$404.00

Judicial Initial License (3 year) – Recommended \$433.00

Reserve Officer Initial License (4 years) – Recommended \$450.00

Employment Initial License (90 days) – Recommended \$349.00

Standard Renewal License (2 years) – Recommended \$363.00

Judicial Renewal License (3 years) – Recommended \$385.00

Reserve Officer Renewal License (4 years) – Recommended \$396.00

Employment Renewal License (90 days) – Recommended \$382.00

Duplicate - \$15.00

This fee is applied if a license was lost or stolen and a replacement document is requested.

Modification - \$35.00

This fee is applied for a CCW license holder requesting a change to the information to the permit such as an address.

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Summary



- Supreme Court decision *US v. Bruen* initiated changes to California law regarding the issuance of Concealed Carry Weapon licenses.
- SLPD has developed a thorough CCW licensing program to be in compliance with state law and industry standard.
- We are requesting approval from Council for the recommended licensing program and fee schedule.

Thank you.

