

# Firearms

## 306.1 PURPOSE AND SCOPE

This policy establishes procedures for the acquisition, use, and documentation of training in the use of firearms. This policy will also provide guidelines for the safe and legal carrying of firearms.

This policy does not apply to issues related to the use of firearms that are addressed in the "Use of Force" or "Officer-Involved Shootings and Deaths" policies.

This policy only applies to those members who are authorized to carry firearms.

Additionally, the Chief of Police or his/her designee shall approve all Department firearms before they are acquired and utilized by any member of this Department.

### 306.1.1 ARMED PERSONNEL (REDACTED)

## 306.2 POLICY

The Santa Monica Police Department will equip its members with firearms to address the risks posed to the public and Department members by violent and sometimes well-armed persons. The Department will ensure firearms are appropriate and in good working order and that relevant training is provided as resources allow.

## 306.3 AUTHORIZED FIREARMS, AMMUNITION AND OTHER WEAPONS

Only those firearms which have been thoroughly inspected by the Rangemaster are authorized for carrying whether on or off-duty. Except in an emergency or as directed by a supervisor, no firearm shall be carried by a member who has not qualified with that firearm at an authorized Department range.

All other weapons, including, but not limited to, edged weapons, chemical or electronic weapons, impact weapons or any weapon prohibited or restricted by law or that is not covered elsewhere by Department policy, may not be carried by members in the performance of their official duties without the express written authorization of the Chief of Police or his/her designee. This exclusion does not apply to the carrying of a single folding pocketknife or Leatherman type tool that is not otherwise prohibited by law.

A member may request up to three (3) firearm authorization letters from the Chief of Police in order to be exempt from the 10 day waiting period (Penal Code § 27650). Waiver letters will only be issued to those firearms which members are authorized to carry pursuant to Department policy. The Chief of Police will not authorize waivers for any shoulder-carried firearm.

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#### 306.3.1 DUTY WEAPONS

The authorized Department-issued handgun is the Smith and Wesson M&P (full size) pistol, in either .9mm or .45 caliber.

An officer who desires to carry a primary duty firearm other than the Department-issued handgun must provide (at his/her own expense) a minimum of three magazines, a duty holster (Department approved), magazine cases, and any other equipment required to safely carry the firearm as determined by the Chief of Police or his/her designee.

An officer who opts to utilize an alternate approved firearm for on-duty use shall return the Department-issued firearm unless otherwise approved to retain the firearm by the Chief of Police or his/her designee. Officers who carry the previously issued Department-issued duty firearm (H&K USP double-action, semi-automatic pistol, .45 caliber) may do so indefinitely or until otherwise determined by the Chief of Police or his/her designee. If an officer opts to transition to the current duty weapon (the Smith & Wesson M&P in either a .9mm or .45 caliber configuration), he/she must do so at his/her own expense; the Police Department will not issue the current duty weapon to those not enabled to carry the weapon in accordance with language contained elsewhere within this policy.

The following additional handguns are approved for on-duty use:

MAKE	MODEL	CALIBER
Smith & Wesson; Heckler & Koch; Sig Sauer; Beretta	double action, semi-automatic pistol	9mm, .45
Glock; Smith & Wesson; Heckler & Koch	striker fire, semi-automatic pistol	9mm, .45
Colt; Springfield; Smith & Wesson; Nighthawk; Kimber; Les Baer; Unertl Ordinance; Sig Sauer; Staccato	single action, semi-automatic pistol	9mm, 45ACP, (1911)

#### 306.3.2 PERSONALLY OWNED DUTY FIREARMS

Members desiring to carry an authorized but personally owned duty firearm must receive written approval from the Chief of Police or the authorized designee. Once approved, personally owned duty firearms are subject to the following restrictions:

- (a) The firearm shall be in good working order and on the Department list of approved firearms.
- (b) The firearm shall be inspected by the Rangemaster prior to being carried and thereafter shall be subject to inspection whenever it is deemed necessary.
- (c) Prior to carrying the firearm, members shall qualify under range supervision and thereafter shall qualify in accordance with the Department qualification schedule. Members must demonstrate proficiency and safe handling, and that the firearm functions properly.
- (d) Members shall provide written notice of the make, model, color, serial number and caliber of the firearm to the Rangemaster, who will maintain a list of the information.

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#### 306.3.3 AUTHORIZED CONCEALED SECONDARY FIREARM

In order to carry a concealed secondary firearm while on duty, the following requirements must be met:

- (a) The firearm shall be in good working order and on the Department list of approved firearms.
- (b) Only one secondary concealed firearm may be carried at a time.
- (c) The purchase of the firearm, magazines, holster, and ammunition shall be the responsibility of the officer.
- (d) The firearm shall be carried out of sight at all times and in such a manner as to prevent unintentional cocking of the trigger/hammer mechanisms, discharge of the weapon or loss of physical control of the weapon.
- (e) The firearm shall be inspected by the Rangemaster prior to being carried and thereafter shall be subject to inspection whenever it is deemed necessary.
- (f) Ammunition shall be the same as Department issue. If the caliber of the handgun is other than department issue, the Chief of Police or the authorized designee shall approve the ammunition.
- (g) Prior to carrying the secondary handgun, members shall qualify under range supervision and thereafter shall qualify in accordance with the Department qualification schedule. Members must demonstrate proficiency and safe handling, and that the handgun functions properly.
- (h) A sworn officer seeking to carry a secondary firearm shall provide written notice of the make, model, color, serial number and caliber. Once this information is verified by the Rangemaster, the firearm shall be inspected by the Rangemaster.
- (i) Any officer who was authorized to carry and who carried a .40 caliber handgun as his/her primary, secondary, off-duty firearm, or any combination thereof before November 1, 2015 may continue to carry the .40 caliber firearm. If an officer who is authorized to carry a .40 caliber handgun opts to switch to another authorized firearm or fails to maintain qualification/proficiency with the .40 caliber firearm, he/she will not be authorized to carry the .40 caliber handgun and, therefore, must otherwise comply with existing firearms policy.
- (j) Effective November 1, 2015, aside from those noted above, firearms in .40 caliber will no longer be authorized.
- (k) Personnel who wish to transition from a double-action pistol or otherwise utilize a striker-fire pistol for primary duty use, secondary use, or off-duty use must complete a Department approved transition course of no fewer than 16 hours. **NOTE:** This transition training requirement does not apply to those officers (primarily lateral and pre-service) who attended a POST certified police academy, received training with a striker-fire type firearm, and who have continuously carried a striker-fire weapon.

An officer who opts to carry a concealed secondary firearm while on-duty is approved to carry one of the following weapons:

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MODEL	CALIBER
semi-automatic pistol, striker-fire or double action (striker fire limited to full-size or compact Glock, Heckler & Koch or Smith & Wesson M&P pistols only)	.380, 9mm, .45
revolver (barrel length less than 4 inches)	.38

#### 306.3.4 SHOTGUNS

The authorized Department-issued shotgun is the Remington Model 870 12 gauge. The only authorized shotgun ammunition is the "1-ounce Low Recoil Foster style" shotgun slug; however, a Special Weapons and Tactics Team (S.W.A.T.) supervisor may authorize the deployment of alternative shotgun ammunition if deemed necessary for the situation.

When not deployed, the shotgun shall be properly secured consistent with Department training in a locking weapons rack in the patrol vehicle.

#### 306.3.5 PATROL RIFLES

The authorized Department-issued patrol rifle is a semi-automatic rifle in .223 caliber or 300 ACC.

For additional details regarding the Department's patrol rifle procedures, see § 416 (Patrol Rifles).

#### 306.3.6 AUTHORIZED OFF-DUTY FIREARMS

The carrying of firearms by sworn officers while off-duty is permitted by the Chief of Police but may be rescinded should circumstances dictate (e.g., administrative leave). Sworn officers who choose to carry a firearm while off-duty, based on their authority as peace officers, will be required to meet the following guidelines:

- (a) The member may use his/her duty firearm or may use a personally owned firearm that is carried and inspected in accordance with § 306.3.2 (Personally Owned Duty Firearms) requirements in this policy. A member carrying his/her duty firearm will be deemed to have complied with (c), (d) and (e) of this section.
  1. The purchase of the personally owned firearm and ammunition shall be the responsibility of the member.
- (b) The firearm shall be carried concealed at all times and in such a manner as to prevent unintentional cocking, discharge or loss of physical control.
- (c) It will be the responsibility of the member to submit the firearm to the Rangemaster for inspection prior to being personally carried. Thereafter the firearm shall be subject to periodic inspection by the Rangemaster.
- (d) Prior to carrying any off-duty firearm, the member shall demonstrate to the Rangemaster that he/she is proficient in handling and firing the firearm and that it will be carried in a safe manner.
- (e) The officer will successfully qualify with the firearm prior to it being carried and thereafter, once every six months. The range qualification dates will be specified by the Rangemaster.

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- (f) Members shall provide written notice of the make, model, color, serial number and caliber of the firearm to the Rangemaster, who will maintain a list of the information on the qualification record.
- (g) If a member desires to use more than one firearm while off-duty, he/she may do so, as long as all requirements set forth in this policy for each firearm are met.
- (h) Members shall only carry department-authorized ammunition.
- (i) When armed, officers shall carry their badges and/or Santa Monica Police Department identification cards under circumstances requiring possession of such identification.

#### **306.3.7 REVIEW OF AUTHORIZED FIREARMS**

Every five years, the Department will conduct a review of approved firearms for serviceability and functionality in view of any evolving firearms technology. This review shall be the responsibility of the Deputy Chief of Police and his/her designee subject to the final approval by the Chief of Police.

#### **306.3.8 AMMUNITION**

Officers shall carry only Department-authorized ammunition. Officers shall be issued fresh duty ammunition in the specified quantity for all Department-issued firearms at an interval determined by the Rangemaster. Replacements for unserviceable or depleted ammunition issued by the Department shall be dispensed by the Rangemaster when needed, in accordance with established policy.

Members carrying personally owned authorized firearms of a caliber differing from department-issued firearms shall be responsible for obtaining fresh duty ammunition in accordance with the above, at their own expense.

### **306.4 EQUIPMENT**

Firearms carried on- or off-duty shall be maintained in a clean, serviceable condition. Maintenance and repair of authorized personally owned firearms are the responsibility of the individual officer.

#### **306.4.1 REPAIRS OR MODIFICATIONS**

Each member shall be responsible for promptly reporting any damage or malfunction of an assigned firearm to a supervisor or the Rangemaster.

The Rangemaster shall be the only person authorized to repair or modify any Department-owned weapon. All repairs and/or modifications of Department issued weapons not performed by the Rangemaster must be approved in advance by the Rangemaster and accomplished by a Department approved gunsmith.

Any repairs or modifications to the member's personally owned firearm shall be done at his/her expense and must be approved by the Rangemaster.

#### **306.4.2 HOLSTERS**

Only Department-approved holsters shall be used and worn by members. The issued holster for on-duty use by uniformed personnel wearing a gun belt is the Safariland 6280. If an officer chooses to purchase his/her own holster, it must be of Level 2 or Level 3 weapon retention capability. Non-probationary officers are authorized to incorporate a swivel holster as an option to the Department issued model. The belt loop and shank manufactured by Ted Blocker which integrates

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Safariland SLS model 6280 and the Ted Blocker SW402 holster, customized to the appropriate weapon, are the only two swivel-style holsters permitted. The shank shall not be more than four (4) inches in length. Only a forward swivel is authorized; the holster shall not rotate forward more than ninety (90) degrees. The full swivel (rotating 180 degrees or more) and the six inch (6") long/belt loop and shank are NOT authorized. The belt loop and shank holster must have the integrated factory "offset" shank to accommodate the unrestricted movement of the retention hood of the Safariland SLS model 6280 holster. The wearing of the belt loop and straight shank with spacers is strictly prohibited.

Any sworn officer who chooses to wear the optional swivel holster on-duty, and in the prescribed manner, must acquire the shank and belt loop or alternative holster at his/her own expense. The Department provides holsters only for the Department-issued handgun. Any sworn officer carrying a personally owned handgun must acquire the approved holster or belt loop and shank at his/ her own expense. All holster modifications must be inspected and approved by the Range Master prior to use in a duty capacity.

#### 306.4.3 TACTICAL LIGHTS

Tactical lights may only be installed on a firearm carried on- or off-duty after they have been examined and approved by the Rangemaster. Once the approved tactical lights have been properly installed on any firearm, the member shall qualify with the firearm to ensure proper functionality and sighting of the firearm prior to carrying it.

#### 306.4.4 OPTICS OR LASER SIGHTS

Optics or laser sights may only be installed on a firearm carried on- or off-duty after they have been examined and approved by the Rangemaster. Any approved sight shall only be installed in strict accordance with manufacturer specifications. Once approved sights have been properly installed on any firearm, the member shall qualify with the firearm to ensure proper functionality and sighting of the firearm prior to carrying it.

Except in an approved training situation, a member may only sight in on a target when the member would otherwise be justified in pointing a firearm at the target.

### **306.5 SAFE HANDLING, INSPECTION AND STORAGE OF FIREARMS**

Members shall maintain the highest level of safety when handling firearms and shall consider the following:

- (a) Officers shall not unnecessarily display or handle any firearm.
- (b) When carrying shoulder-carried firearms in the police building, the weapon is to be unloaded, carried with the barrel pointed up and the action left in the "open" position.
- (c) Officers shall be governed by all rules and regulations pertaining to the use of the range and shall obey all orders issued by the Rangemaster. Members shall not dry fire or practice quick draws except under Rangemaster supervision.
- (d) Officers shall not clean, repair, load or unload a firearm anywhere in the Department, except where clearing barrels are present.
- (e) Shotguns or rifles removed from vehicles or the equipment storage room shall be loaded and unloaded in the parking lot and outside of the vehicle, using clearing

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barrels.

- (f) Officers shall not place or store any firearm or other weapon on department premises except where the place of storage is locked. No one shall carry firearms into the jail section or any part thereof when securing or processing an arrestee, but shall place all firearms in a secured location. It is the responsibility of the releasing officer to make sure that persons from outside agencies do not enter the jail with any firearm.
- (g) Officers shall not use any automatic firearm, heavy caliber rifle, gas or other type of chemical weapon or firearm from the armory, except with approval of a supervisor.
- (h) Any firearm authorized by the Department to be carried on- or off-duty that is determined by the officer to be malfunctioning or in need of service or repair shall not be carried. It shall be promptly presented to the Department or Rangemaster approved by the Department for inspection. Any firearm deemed in need of repair or service by the Rangemaster will be immediately removed from service. If the firearm is the officer's primary duty firearm, a replacement firearm will be issued to the member until the duty firearm is again rendered serviceable.

#### 306.5.1 INSPECTION AND STORAGE OF FIREARMS

It shall be the responsibility of the officer to ensure his/her firearm is carried in the proper condition and loaded with approved ammunition. All firearms shall be pointed in a safe direction or into clearing barrels.

Personally owned firearms may be safely stored in lockers at the end of the shift. Department-owned firearms shall be stored in the appropriate equipment storage room. Handguns may remain loaded if they are secured in an appropriate holster.

#### 306.5.2 VEHICLE WEAPONS INSPECTION

Officers shall complete an inspection of the Department shotgun and rifle issued to the vehicle they will be using during their shift. Each of these inspections requires the officer to place the muzzle of that weapon into one of the wall mounted bullet traps inside of the police parking structure. Even though bullet traps are designed to contain any fired projectile from these weapons, the use of the bullet traps does not relieve the officer from negligently discharging or ensuring the weapon is unloaded during the inspection.

#### 306.5.3 SHOTGUN INSPECTION

Officers shall complete an inspection of the Department shotgun before going in-service. The inspection shall be completed outside of the police vehicle, with the muzzle inserted into one of the wall mounted bullet traps inside of the police parking structure. The inspection shall consist of the following:

- (a) Clear the shotgun by removing it from the shotgun rack, muzzle pointed up, ensure that the safety is in the "on" position, slide to the rear and remove all ammunition from the magazine.
- (b) Visually and physically inspect for an empty chamber and magazine.
- (c) Place muzzle into a bullet trap.
- (d) Cycle slide several times, close slide and depress trigger to ensure safety functions.
- (e) Place safety in fire position, depress trigger and hold it back. Listen for solid movement of parts. If it does not fire or sound normal, tag the shotgun as "malfunctioning" and

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notify the Rangemaster.

- (f) Holding trigger to rear, cycle the slide, release trigger, and listen for reset.
- (g) Depress trigger again to ensure shotgun will fire.
- (h) Cycle slide and place safety in the "on" position.
- (i) Load shotgun magazine and lock shotgun into the vehicle rack.

#### 306.5.4 STORAGE OF FIREARMS IN VEHICLES

When leaving a handgun in an unattended vehicle, members shall ensure that it is locked in the trunk, or in a locked container which is placed out of view, or in a locked container that is permanently affixed to the vehicle's interior and not in plain view (Penal Code § 16850; Penal Code § 25140; Penal Code § 25452).

If the vehicle does not have a trunk or a locked container, then the firearm should be locked within the center utility console that can be locked with a padlock, keylock, combination lock or other similar locking device (Penal Code § 25140).

Officers are exempt from these requirements during circumstances requiring immediate aid or action in the course of official duties (Penal Code § 25140).

#### 306.5.5 STORAGE OF SHOTGUN IN VEHICLES

Shotguns shall be carried in all police vehicles equipped with a shotgun rack. The shotgun shall be carried with four rounds in the magazine and six rounds in the side saddle. The shotgun shall not be carried with a round in the chamber, and the weapon shall be locked with the safety in the "on" position. In the event that an officer needs to carry a shotgun in a police vehicle not equipped with a rack, the weapon shall be carried in the same condition as described above and in a waterproof gun case in the trunk of the vehicle. No employee shall place a shotgun in the trunk of a police vehicle, nor shall any employee operate a police vehicle with a shotgun in the trunk, unless the shotgun is inside a waterproof gun case.

#### 306.5.6 STORAGE OF FIREARMS AT HOME

Members shall ensure that all firearms and ammunition are locked and secured while in their homes, vehicles or any other area under their control, and in a manner that will keep them inaccessible to children and others who should not have access. Members shall not permit Department-issued firearms to be handled by anyone not authorized by the Department to do so. Members should be aware that negligent storage of a firearm could result in civil and criminal liability (Penal Code § 25100) as well as administrative action by the Department.

#### 306.5.7 ALCOHOL AND DRUGS

Firearms shall not be carried by any member, either on- or off-duty, who has consumed any amount of an alcoholic beverage, or has taken any drugs or medication, has taken any combination thereof that would tend to adversely affect the member's senses or judgment.

### **306.6 FIREARMS TRAINING AND QUALIFICATIONS**

All sworn personnel are required to qualify with their duty weapon on an approved range course. The Rangemaster shall keep accurate records of qualifications,



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repairs, maintenance, training or as directed by the Training Sergeant.

Weapons training and qualification will be scheduled by the Rangemaster and Training Unit. Sworn personnel will be notified regarding time, location and type of training and qualification.

Specific dates will be determined annually. The eight basic annual qualifications, not necessarily in this order, are as follows:

- (a) Pistol
- (b) Low Light Pistol
- (c) Rifle
- (d) Low Light Rifle
- (e) Shotgun
- (f) Low Light Shotgun
- (g) Back-up/Off-duty (twice a year)

In addition to regular qualification field schedules, the Rangemaster shall be responsible for providing all sworn personnel with annual practical training designed to simulate field situations. At least annually, all personnel carrying a firearm will receive training on the Department Use of Force policy and demonstrate their knowledge and understanding.

#### **306.6.1 NON-CERTIFICATION OR NON-QUALIFICATION**

If any member fails to meet minimum standards for firearms training or qualification for any reason, including injury, illness, duty status or scheduling conflict, that member shall submit a memorandum to his/her immediate supervisor prior to the end of the required training or qualification period.

Those who fail to meet minimum standards or qualify on their first shooting attempt shall be provided remedial training until proficiency and will be subject to the following requirements:

- (a) Additional range assignments may be scheduled to assist the member in demonstrating consistent firearm proficiency.
- (b) Members shall be given credit for a range training or qualification when obtaining a qualifying score or meeting standards after remedial training.
- (c) No range credit will be given for the following:
  - 1. Unauthorized range make-up
  - 2. Failure to meet minimum standards or qualify after remedial training

Members who repeatedly fail to meet minimum standards will be removed from field assignment and may be subject to disciplinary action.

#### **306.7 WEAPONS TRAINING SAFETY**

Under no circumstances shall any "informal" training occur involving the use of operable firearms. Training of this nature shall be conducted in a controlled environment with the Department Rangemaster or member of the Department's Firearms Cadre present to ensure that no operable firearms are used for the training exercise. There shall be no live fire training in the

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range without the Rangemaster or a Firearms Cadre member present. For safety reasons, there should be more than one member present during live fire training.

#### **306.8 FIREARM DISCHARGE**

Except during training or recreational use, any member who discharges a firearm intentionally or unintentionally, on- or off-duty, shall make a verbal report to his/her supervisor as soon as circumstances permit.

If the member reports the incident to a supervisor while he/she is off-duty, it shall be the receiving supervisor's responsibility to ensure the appropriate law enforcement jurisdiction has been notified and that any associated reports are obtained.

If the discharge results in injury or death to another person, additional statements and reports shall be made in accordance with the Officer-Involved Shootings and Deaths Policy. If a firearm was discharged as a use of force, the involved member shall adhere to the additional reporting requirements set forth in the Use of Force Policy.

In all other cases, written reports shall be made as follows:

- (a) If on-duty at the time of the incident, the member shall file a written report (Discharge of Firearms, Form 3.7.2) with his/her Division Commander prior to the end of the shift.
- (b) If off-duty at the time of the incident, a written report shall be submitted no later than the end of the next regularly scheduled shift, unless otherwise directed by a supervisor.

##### **306.8.1 WARNING AND OTHER SHOTS**

Generally, warning shots or shots fired for the purpose of summoning aid are discouraged and may not be discharged unless the member reasonably believes that they appear necessary, effective and reasonably safe.

##### **306.8.2 DESTRUCTION OF ANIMALS**

Officers are authorized to use firearms to stop an animal in circumstances where the animal reasonably appears to pose an imminent threat to human safety and alternative methods are not reasonably available or would likely be ineffective.

In circumstances where there is sufficient advance notice that a potentially dangerous domestic animal (e.g. dog) may be encountered, such as in serving a warrant, Department members should develop reasonable contingency plans for dealing with the animal (e.g., fire extinguisher, TASER® device, oleoresin capicum (OC) spray, animal control officer).

Nothing in this policy shall prohibit any member from shooting a dangerous animal if circumstances reasonably dictate that a contingency plan has failed or becomes impractical.

##### **306.8.3 INJURED ANIMALS**

With the approval of a supervisor, a member may euthanize an animal that is so badly injured that human compassion requires its removal from further suffering and where other dispositions are impractical (Penal Code § 597.1(e)).

Injured animals (with the exception of dogs and cats) may only be euthanized after a reasonable search to locate the owner has been made (Penal Code § 597.1(b)). Injured dogs and cats found

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without their owners shall be taken to an appropriate veterinarian for determination of whether they should be treated or humanely destroyed.

#### **306.9 RANGEMASTER DUTIES**

The safe operation of the Department's range shall be the responsibility the Rangemaster. All members attending will follow the directions of the Rangemaster. The Rangemaster will maintain a roster of all members attending the range and will submit the roster to the Training Sergeant after each range date. Failure of any member to sign in and out with the Rangemaster may result in non-qualification.

The range shall remain operational and accessible to Department members during hours established by the Department.

The Rangemaster has the responsibility of making periodic inspection, at least once a year, of all duty firearms carried by members of this department to verify proper operation. The Rangemaster has the authority to deem any department-issued or personally owned firearm unfit for service. The member will be responsible for all repairs to his/her personally owned firearm and it will not be returned to service until inspected by the Rangemaster.

The Rangemaster has the responsibility for ensuring each member meets the minimum requirements during training shoots and, on at least a yearly basis, can demonstrate proficiency in the care, cleaning and safety of all firearms the member is authorized to carry.

The Rangemaster shall complete and submit to the Training Sergeant documentation of the training courses provided. Documentation shall include the qualifications of each instructor who provides the training, a description of the training provided and, on a form that has been approved by the Department, a list of each member who completes the training. The Rangemaster should keep accurate records of all training shoots, qualifications, repairs, maintenance or other records as directed by the Training Sergeant.

#### **306.10 FLYING WHILE ARMED**

The Transportation Security Administration (TSA) has imposed rules governing law enforcement officers flying armed on commercial aircraft. The following requirements apply to officers who intend to be armed while flying on a commercial air carrier or flights where screening is conducted (49 CFR 1544.219):

- (a) Officers wishing to fly while armed must be flying in an official capacity, not for vacation or pleasure, and must have a need to have the firearm accessible, as determined by the Department based on the law and published TSA rules.
- (b) Officers must carry their Santa Monica Police Department identification card, bearing the officer's name, a full-face photograph, identification number, the officer's signature and the signature of the Chief of Police or the official seal of the Department and must present this identification to airline officials when requested. The officer should also carry the standard photo identification needed for passenger screening by airline and TSA officials (e.g., driver license, passport). Officers should also carry their badge (uniform or flat).

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- (c) The Santa Monica Police Department must submit a National Law Enforcement Telecommunications System (NLETS) message prior to the officer's travel. If approved, TSA will send the Santa Monica Police Department an NLETS message containing a unique alphanumeric identifier. The officer must present the message on the day of travel to airport personnel as authorization to travel while armed.
- (d) An official letter signed by the Chief of Police authorizing armed travel may also accompany the officer. The letter should outline the officer's need to fly armed, detail his/her itinerary, and include that the officer has completed the mandatory TSA training for a law enforcement officer flying while armed.
- (e) Officers must have completed the mandated TSA security training covering officers flying while armed. The training shall be given by the department-appointed instructor.
- (f) It is the officer's responsibility to notify the air carrier in advance of the intended armed travel. This notification should be accomplished by early check-in at the carrier's check-in counter.
- (g) Any officer flying while armed should discreetly contact the flight crew prior to take-off and notify them of his/her assigned seat.
- (h) Discretion must be used to avoid alarming passengers or crew by displaying a firearm. The officer must keep the firearm concealed on his/her person at all times. Firearms are not permitted in carry-on luggage and may not be stored in an overhead compartment.
- (i) Officers should try to resolve any problems associated with flying armed through the flight captain, ground security manager, TSA representative or other management representative of the air carrier.
- (j) Officers shall not consume alcoholic beverages while aboard an aircraft, or within eight hours prior to boarding an aircraft.

#### **306.11 CARRYING FIREARMS OUT OF STATE**

Qualified, active, full-time officers of this department are authorized to carry a concealed firearm in all other states subject to the following conditions (18 USC § 926B):

- (a) The officer shall carry his/her Santa Monica Police Department identification card whenever carrying such firearm.
- (b) The officer is not the subject of any current disciplinary action, which could result in suspension.
- (c) The officer may not be under the influence of alcohol or any other intoxicating or hallucinatory drug.
- (d) The officer will remain subject to this and all other department policies (including qualifying and training).

Officers are cautioned that individual states may enact local regulations that permit private persons or entities to prohibit or restrict the possession of concealed firearms on their property, or that prohibit or restrict the possession of firearms on any state or local government property, installation, building, base or park. Federal authority may not shield a sworn officer from arrest and prosecution in such locally restricted areas.

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Active law enforcement officers from other states are subject to all requirements set forth in 18 USC § 926B.