

Monterey Park Police Department

Concealed Carry Permit

Restrictions & Conditions

Pursuant to California Penal Code § 26200(a) the Monterey Park Police Department has established policy regarding the issuance of concealed firearms permits and any restriction or conditions of those permits. MPPD Policy 207.6 and 207.6.1 allows for special restrictions and general restrictions of prohibited activities while carrying concealed firearms.

1. Prohibit consuming any alcoholic beverage while armed.
2. Falsely represents him/herself as a peace officer.
3. Unjustified or unreasonable displaying of a firearm.
4. Committing any crime.
5. Prohibit being under the influence of any medication or drug while armed.
6. Interference with any law enforcement officer's duties.
7. Refusing to display his/her license or firearm for inspection upon demand of any peace officer.
8. Loading the permitted firearms with illegal ammunition.
9. Prohibits carrying any firearm on any school grounds pursuant to California Penal Code § 626.9 – "*Gun Free School Zone Act of 1995*".
10. Notify the Department within 10 days of a change of address (PC 26210b)
11. Municipal code section 13.18.010-13.18.040 of the municipal code which prohibits and limits CCW licensee's from possessing firearms on property within the city of Monterey Park (See below).
12. It is unlawful for any person to possess any firearm on public property. This prohibition includes, without limitation, persons who possess a concealed weapons permit issued in accordance with California law Penal Code § 26230 (See below).

Pursuant to MPPD Policy 207.6.3 any license issued pursuant to this policy may be revoked immediate by the Chief of Police for any of the following reasons:

- A. The licensee has violated any of the restrictions or conditions placed upon the license.
- B. The licensee becomes psychologically unsuitable to carry a firearm.
- C. The licensee is determined to be within a prohibited class described in Penal Code § 29800, Penal Code § 29900, Welfare and Institutions Code §8100, Welfare and Institutions Code § 8103 or any state or federal law.
- D. The licensee engages in any conduct which invokes a lack of good moral character or that might otherwise remove the good cause for the original issuance of the license.
- E. Violations of Penal Code § 26230 may result in arrest and will result in the revocation of the license.

The issuance of a license by the Chief of Police shall not entitle the holder to either a property or liberty interest as the issuance, amendment or revocation of such license remains exclusively within the discretion of the Chief of Police as set forth in state law and department policy.

If the license is revoked, the Department will immediately notify the licensee in writing and the California Department of Justice (Penal Code § 26225).

Licensee: _____ Date: _____

Witness: _____ Date: _____

**Monterey Park Municipal Code Regarding
Firearms Prohibited on Public Property**

13.18.010. Purpose.

This chapter is adopted pursuant to Article XI, section 7 of the California Constitution for the purpose of prohibiting the possession of firearms on all City-owned property within the City of Monterey Park. The regulations set forth in this chapter are specifically intended to strike a reasonable balance between an individual's Constitutional rights and the City's obligations to protect public health and safety.

13.18.020. Definitions.

Unless the contrary is stated or clearly appears from the context, the following definitions will govern the construction of the words and phrases used in this chapter:

- A. "Firearm" has the same meaning as Penal Code § 16520, as may be amended.
- B. "Locked Container" means a locked container as defined in Penal Code § 16850, as may be amended, and is listed on the California Department of Justice Bureau of Firearms roster of approved firearm safety devices.
- C. "Public Property" means all real property and facilities owned by the city in fee simple; all public ways as defined by Streets and Highways Code § 18609; all public service easements as defined in Streets and Highways Code § 8306; and all real property in which the City has a possessory interest. Public Property includes, without limitation, City Hall; the Bruggemeyer Library; the Corporation Yard; all parks and recreation facilities; all parking facilities; and all fire stations.
- D. "Unloaded" means that there is no ammunition in either the chamber or magazine of the firearm.

13.18.030. Prohibitions.

It is unlawful for any person to possess any firearm on public property. This prohibition includes, without limitation, persons who possess a concealed weapons permit issued in accordance with California law.

13.18.040. Exceptions. The prohibition in this chapter does not apply:

- A. Where the United States or California Constitutions allow possession of a firearm.
- B. To law enforcement officers authorized to carry a firearm.
- C. Transportation of unloaded firearms in a locked container.

Licensee: _____ Date: _____

Witness: _____ Date: _____

Senate Bill 2 is Penal Code § 26230, which contains a list of statewide places, properties, and conditions, where your CCW license will no longer permit you to carry a firearm. Violations of Penal Code § 26230 may result in arrest and will result in the revocation of the license.

Penal Code 26230

(a) A person granted a license to carry a pistol, revolver, or other firearm capable of being concealed upon the person pursuant to Section 26150, 26155, or 26170 shall not carry a firearm on or into any of the following:

- (1) A place prohibited by Section 626.9.
- (2) A building, real property, or parking area under the control of a preschool or childcare facility, including a room or portion of a building under the control of a preschool or childcare facility. Nothing in this paragraph shall prevent the operator of a childcare facility in a family home from owning or possessing a firearm in the home if no child under child care at the home is present in the home or the firearm in the home is unloaded, stored in a locked container, and stored separately from ammunition when a child under child care at the home is present in the home so long as the childcare provider notifies clients that there is a firearm in the home.
- (3) A building, parking area, or portion of a building under the control of an officer of the executive or legislative branch of the state government, except as allowed pursuant to paragraph (2) of subdivision (b) of Section 171c.
- (4) A building designated for a court proceeding, including matters before a superior court, district court of appeal, or the California Supreme Court, parking area under the control of the owner or operator of that building, or a building or portion of a building under the control of the Supreme Court, unless the person is a justice, judge, or commissioner of that court.
- (5) A building, parking area, or portion of a building under the control of a unit of local government, unless the firearm is being carried for purposes of training pursuant to Section 26165.
- (6) A building, real property, and parking area under the control of an adult or juvenile detention or correctional institution, prison, or jail.
- (7) A building, real property, and parking area under the control of a public or private hospital or hospital affiliate, mental health facility, nursing home, medical office, urgent care facility, or other place at which medical services are customarily provided.
- (8) A bus, train, or other form of transportation paid for in whole or in part with public funds, and a building, real property, or parking area under the control of a transportation authority supported in whole or in part with public funds.
- (9) A building, real property, and parking area under the control of a vendor or an establishment where intoxicating liquor is sold for consumption on the premises.
- (10) A public gathering or special event conducted on property open to the public that requires the issuance of a permit from a federal, state, or local government and sidewalk or street immediately adjacent to the public gathering or special event but is not more than 1,000 feet from the event or gathering, provided this prohibition shall not apply to a licensee who must walk through a public gathering in order to access their residence, place of business, or vehicle.
- (11) A playground or public or private youth center, as defined in Section 626.95, and a street or sidewalk immediately adjacent to the playground or youth center.
- (12) A park, athletic area, or athletic facility that is open to the public and a street or sidewalk immediately adjacent to those areas, provided this prohibition shall not apply to a licensee who must walk through such a place in order to access their residence, place of business, or vehicle.
- (13) Real property under the control of the Department of Parks and Recreation or Department of Fish and Wildlife, except those areas designated for hunting pursuant to Section 5003.1 of the Public Resources Code, Section 4501 of Title 14 of the California Code of Regulations, or any other designated public hunting area, public shooting ground, or building where firearm possession is permitted by applicable law.
- (14) Any area under the control of a public or private community college, college, or university, including, but not limited to, buildings, classrooms, laboratories, medical clinics, hospitals, artistic venues, athletic fields or venues, entertainment venues, officially recognized university-related organization properties, whether owned or leased, and any real property, including parking areas, sidewalks, and common areas.

Licensee: _____ Date: _____

Witness: _____ Date: _____

- (15) A building, real property, or parking area that is or would be used for gambling or gaming of any kind whatsoever, including, but not limited to, casinos, gambling establishments, gaming clubs, bingo operations, facilities licensed by the California Horse Racing Board, or a facility wherein banked or percentage games, any form of gambling device, or lotteries, other than the California State Lottery, are or will be played.
- (16) A stadium, arena, or the real property or parking area under the control of a stadium, arena, or a collegiate or professional sporting or eSporting event.
- (17) A building, real property, or parking area under the control of a public library.
- (18) A building, real property, or parking area under the control of an airport or passenger vessel terminal, as those terms are defined in subdivision (a) of Section 171.5.
- (19) A building, real property, or parking area under the control of an amusement park.
- (20) A building, real property, or parking area under the control of a zoo or museum.
- (21) A street, driveway, parking area, property, building, or facility, owned, leased, controlled, or used by a nuclear energy, storage, weapons, or development site or facility regulated by the federal Nuclear Regulatory Commission.
- (22) A church, synagogue, mosque, or other place of worship, including in any parking area immediately adjacent thereto, unless the operator of the place of worship clearly and conspicuously posts a sign at the entrance of the building or on the premises indicating that license holders are permitted to carry firearms on the property. Signs shall be of a uniform design as prescribed by the Department of Justice and shall be at least four inches by six inches in size.
- (23) A financial institution or parking area under the control of a financial institution.
- (24) A police, sheriff, or highway patrol station or parking area under control of a law enforcement agency.
- (25) A polling place, voting center, precinct, or other area or location where votes are being cast or cast ballots are being returned or counted, or the streets or sidewalks immediately adjacent to any of these places.
- (26) Any other privately owned commercial establishment that is open to the public, unless the operator of the establishment clearly and conspicuously posts a sign at the entrance of the building or on the premises indicating that license holders are permitted to carry firearms on the property. Signs shall be of a uniform design as prescribed by the Department of Justice and shall be at least four inches by six inches in size.
- (27) Any other place or area prohibited by other provisions of state law.
- (28) Any other place or area prohibited by federal law.
- (29) Any other place or area prohibited by local law.

I, _____ understand and agree to all restrictions and conditions set forth by the Chief of Police.

Licensee: _____ Date: _____

Witness: _____ Date: _____