
HOUSE BILL 2226

State of Washington 61st Legislature 2009 Regular Session

By Representatives Orcutt, Blake, Maxwell, Williams, and Hope

Read first time 02/16/09. Referred to Committee on Judiciary.

1 AN ACT Relating to issuing firearms certificates to retired law
2 enforcement officers; and amending RCW 36.28A.090.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 36.28A.090 and 2006 c 40 s 1 are each amended to read
5 as follows:

6 (1) The purpose of this section is to establish a process for
7 issuing firearms certificates to residents of Washington who are
8 qualified retired law enforcement officers for the purpose of
9 satisfying the certification requirements contained in the federal law
10 enforcement officers safety act of 2004 (118 Stat. 865; 18 U.S.C. Sec.
11 926B and 926C).

12 (2)(a) The Washington association of sheriffs and police chiefs
13 shall develop a firearms certificate form to be used by local law
14 enforcement agencies when issuing firearms certificates to retired law
15 enforcement officers under this section.

16 (b) The Washington association of sheriffs and police chiefs shall
17 develop an annual qualification certificate form to be used by retired
18 law enforcement officers as proof that the officer has completed the
19 annual qualification requirement under subsection (5) of this section.

1 (3) A retired law enforcement officer who is a resident of
2 Washington may apply for a firearms certificate with a local law
3 enforcement agency. The local law enforcement agency (~~(may)~~) has the
4 authority to issue and shall issue the firearms certificate to a
5 retired law enforcement officer if the officer:

6 (a) Has been qualified or otherwise found to meet the standards
7 established by the criminal justice training commission for firearms
8 qualifications for active law enforcement officers in the state; and

9 (b) Has undergone the same background check as required under RCW
10 9.41.070 and is not ineligible to possess a firearm under RCW 9.41.040
11 or 9.41.045.

12 (4) The qualification required under (~~([subsection])~~) subsection
13 (3)(a) of this section may be performed by the local law enforcement
14 agency or by an individual or entity certified to provide firearms
15 training.

16 (5) (~~(The firearms certificate is valid for a period of one year.)~~)
17 In addition to the firearms certificate, a retired law enforcement
18 officer must also carry an annual qualification certificate that the
19 officer has been qualified or otherwise found to have met the standards
20 established by the criminal justice training commission for firearms
21 qualifications for active law enforcement officers in the state not
22 less than one year before the date the officer is carrying a firearm.

23 (6) An applicant for the firearms certificate shall pay a fee of
24 thirty-six dollars, plus additional charges imposed by the federal
25 bureau of investigation that are passed on to the applicant. The fee
26 shall be distributed in the same manner as the fee for a concealed
27 pistol license under RCW 9.41.070. The retired law enforcement officer
28 is also responsible for paying the costs of the firearms qualification
29 required under (~~([subsection])~~) subsection (3)(a) of this section.

30 (7) For the purposes of this section, "local law enforcement
31 agencies" means the chief of police of a city or town or his or her
32 designee; and the county sheriff or his or her designee.

33 (8) The firearms certificate is valid for a period of five years.

34 (9) The annual qualification certificate is valid for a period of
35 one year.

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