

CMR T. 501, Ch. 13.00, Refs & Annos

CODE OF MASSACHUSETTS REGULATIONS
TITLE 501: EXECUTIVE OFFICE OF PUBLIC SAFETY
CHAPTER 13.00: STANDARDS FOR IDENTIFICATION CARDS FOR RETIRED LAW
ENFORCEMENT OFFICERS

Current through January 11, 2008, Register #1095

REGULATORY AUTHORITY
501 CMR 13.00: [M.G.L. c. 140, § 131\(r\)](#), and Title 18 U.S.C., c. 44.

CMR T. 501, Ch. 13.00, Refs & Annos, MA ADC T. 501, Ch. 13.00, Refs & Annos

MA ADC T. 501, Ch. 13.00, Refs & Annos

501 CMR 13.01

CODE OF MASSACHUSETTS REGULATIONS
TITLE 501: EXECUTIVE OFFICE OF PUBLIC SAFETY
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Current through January 11, 2008, Register #1095

13.01: Purpose

The purpose of 501 CMR 13.00 is to establish rules and regulations governing the standards for identification cards for retired law enforcement officers to comply with the provisions of the Federal Law Enforcement Officers Safety Act of 2004.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 501, § 13.01, 501 MA ADC 13.01

501 MA ADC 13.01

501 CMR 13.02

CODE OF MASSACHUSETTS REGULATIONS
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CHAPTER 13.00: STANDARDS FOR IDENTIFICATION CARDS FOR RETIRED LAW

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13.02: Definitions

For the purpose of 501 CMR 13.00, the words shall have the following meanings:

Chief Law Enforcement Officer. the chief of a municipal police department; the Colonel of the Department of State Police; the Chief of the Massachusetts Bay Transportation Authority; Transit Police department; the commander of a qualifying law enforcement agency; or his or her designee.

Law Enforcement Agency. A municipal police department, the Department of State Police, the Massachusetts Bay Transportation Authority; Transit Police department, and any other governmental body which, in the opinion of the Secretary, employs full time police officers who are:

(a) authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of the law; and

(b) have statutory powers of arrest.

Qualified Retired Law Enforcement Officer. An individual who:

(a) retired in good standing from service with a law enforcement agency as a law enforcement officer, other than for reasons of mental instability;

(b) before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(c) 1. before such retirement, was regularly employed as a law enforcement officer for an aggregate of 15 years or more; or

2. retired from service with such agency after completing any applicable probationary period of such service due to a service-connected disability, as determined by such agency;

(d) has a nonrefundable right to benefits under the retirement plan of the agency;

(e) is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(f) is not prohibited by Federal law from receiving a firearm.

Secretary. The Secretary of Public Safety or his or her designee.

[<General Materials \(GM\) - References, Annotations, or Tables>](#)

Mass. Regs. Code tit. 501, § 13.02, 501 MA ADC 13.02

501 MA ADC 13.02

501 CMR 13.03

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13.03: Issuance of Identification Card

The chief law enforcement officer for a law enforcement agency shall issue an identification card to a qualified retired law enforcement officer, who retired from that law enforcement agency.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 501, § 13.03, 501 MA ADC 13.03

501 MA ADC 13.03

501 CMR 13.04

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13.04: Standard Components of Identification Cards

Identification cards for qualified retired law enforcement officers shall, at a minimum, contain the following information:

- (1) On the front of the card:
 - (a) the name of the qualified retired law enforcement officer;
 - (b) the name and business address of the law enforcement agency issuing the identification card;
 - (c) the date the law enforcement agency issued the identification card;
 - (d) a photograph of the qualified retired law enforcement officer; and
 - (e) the signature of the qualified retired law enforcement officer.
- (2) On the back of the card:

(a) A statement which reads: "The person whose photograph and signature appear hereon is a qualified retired law enforcement officer in good standing, pursuant to [Title 18 U.S.C. § 926C](#) and [501 CMR 13.02](#). This identification, together with a Law Enforcement Officers Safety Act Training and Certification Card, allows the person appearing hereon to carry a concealed firearm in accordance with the provisions of [Title 18 U.S.C. § 926C](#). Unlawful possession of police identification or posing as a police officer is a criminal offense."

(b) The telephone number to contact the law enforcement agency issuing the identification card; and

(c) The date of birth of the qualified retired law enforcement officer.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 501, § 13.04, 501 MA ADC 13.04

501 MA ADC 13.04

501 CMR 13.05

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13.05: Eligibility for Training

A qualified retired law enforcement officer must obtain an identification card from the law enforcement agency that formerly employed such officer in order for such officer to be eligible for training by a LEOSA instructor certified by the Department of State Police, pursuant to [515 CMR 6.00](#).

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 501, § 13.05, 501 MA ADC 13.05

501 MA ADC 13.05

501 CMR 13.06

CODE OF MASSACHUSETTS REGULATIONS
TITLE 501: EXECUTIVE OFFICE OF PUBLIC SAFETY
CHAPTER 13.00: STANDARDS FOR IDENTIFICATION CARDS FOR RETIRED LAW
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Current through January 11, 2008, Register #1095

13.06: Severability Clause

If any article, section, subsection, sentence, clause or phrase of 501 CMR 13.00 is for any reason held to be unconstitutional, contrary to statute, in excess of the authority of the Secretary of Public Safety or otherwise inoperative, such decision shall not affect the validity of any other article, section, subsection, sentence, clause or phrase of 501 CMR 13.00.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 501, § 13.06, 501 MA ADC 13.06

501 MA ADC 13.06

END OF DOCUMENT

CMR T. 515, Ch. 6.00, Refs & Annos

CODE OF MASSACHUSETTS REGULATIONS
TITLE 515: DEPARTMENT OF STATE POLICE
CHAPTER 6.00: LAW ENFORCEMENT OFFICERS SAFETY ACT TRAINING AND
QUALIFICATION
STANDARDS AND INSTRUCTOR CERTIFICATION
Current through January 11, 2008, Register #1095

REGULATORY AUTHORITY
515 CMR 6.00: [M.G.L. c. 140, § 131\(r\)](#) and Title 18 U.S.C., c. 44.

CMR T. 515, Ch. 6.00, Refs & Annos, MA ADC T. 515, Ch. 6.00, Refs & Annos

MA ADC T. 515, Ch. 6.00, Refs & Annos

515 CMR 6.01

CODE OF MASSACHUSETTS REGULATIONS
TITLE 515: DEPARTMENT OF STATE POLICE
CHAPTER 6.00: LAW ENFORCEMENT OFFICERS SAFETY ACT TRAINING AND
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6.01: Purpose

The purpose of [515 CMR 6.00 et seq.](#) is to provide rules and regulations governing the certification of qualified retired law enforcement officers, instructors, and course curricula for the purpose of complying with the Law Enforcement Officers Safety Act of 2004.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 515, § 6.01, 515 MA ADC 6.01

515 MA ADC 6.01

515 CMR 6.02

CODE OF MASSACHUSETTS REGULATIONS

TITLE 515: DEPARTMENT OF STATE POLICE
CHAPTER 6.00: LAW ENFORCEMENT OFFICERS SAFETY ACT TRAINING AND
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Current through January 11, 2008, Register #1095

6.02: Definitions

As used in [515 CMR 6.00](#):

Colonel. The Colonel of the Massachusetts Department of State Police or his or her designee.

LEOSA. Law Enforcement Officers Safety Act of 2004 as codified in Chapter 44 of Title 18, of the United States Code.

LEOSA Card. The Law Enforcement Officers Safety Act Training and Qualification Card, which shall serve as proof of training certification issued pursuant to [515 CMR 6.00](#).

LEOSA Instructor. A firearms instructor certified by the Colonel to issue a LEOSA Card to a qualified retired law enforcement officer.

LTC. License to Carry Firearms, as set forth in [M.G.L. c. 140, § 131](#).

MPTC. Municipal Police Training Committee.

NRA. National Rifle Association.

Qualified Retired Law Enforcement Officer. An individual who:

- (a) retired in good standing from service with a public agency as a law enforcement officer, other than for reasons of mental instability;
- (b) before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;
- (c) 1. before such retirement, was regularly employed as a law enforcement officer for an aggregate of 15 years or more; or
2. retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;
- (d) has a nonforfeitable right to benefits under the retirement plan of the agency;
- (e) is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and;
- (f) is not prohibited by Federal law from receiving a firearm.

Student: A qualified retired law enforcement officer taking a LEOSA course.

Valid Retired Law Enforcement Officer Identification Card: A card issued pursuant to 501 CMR 13.00 *et seq.*

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 515, § 6.02, 515 MA ADC 6.02

515 MA ADC 6.02

515 CMR 6.03

CODE OF MASSACHUSETTS REGULATIONS
TITLE 515: DEPARTMENT OF STATE POLICE
CHAPTER 6.00: LAW ENFORCEMENT OFFICERS SAFETY ACT TRAINING AND
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6.03: LEOSA Instructor Certification

(1) Requirements. For certification as a LEOSA Instructor, a person shall provide documentation of:

(a) A valid LTC; and

(b) Current status as at least one of the following:

1. a Law Enforcement Firearms or Personal Protection Instructor from the NRA or other nationally recognized organization that teaches personal protection, practical handgun skills and the proper use of force with a firearm, or a firearms instructor certified by such organization;
2. a federal, state or municipal law enforcement firearms instructor;
3. a United States military firearms instructor;
4. a firearms instructor of the MPTC, or a firearms instructor certified by the MPTC;
5. a firearms instructor of a firearms manufacturer or its academy, or a firearms instructor certified by such academy; or
6. any other person, in the discretion of the Colonel, competent to give instruction in a LEOSA course which may include any person who operates a firearms training program as described in [515 CMR 6.04](#).

(2) Basic Firearms Safety Instructors. Certification as a Basic Firearms Safety Instructor in accordance with 515 CMR 3.00 is separate and distinct from LEOSA Instructor certification. Basic Firearms Safety Instructor certification does not guarantee LEOSA Instructor certification nor is it a prerequisite for such certification.

(3) Application. An application for certification as a LEOSA Instructor can be obtained by writing to the Department of State Police, Licensing Unit, 470 Worcester Road, Framingham, MA 01702 or by visiting www.mass.gov/msp. Upon completing the application and submitting the application fee, as set forth in the application, and required documentation, the package can be mailed or delivered to the same address.

The Colonel may require additional verifying or other information, such as suitability information, as deemed necessary before issuing certification. Certification or non-approval will be mailed to the applicant.

(4) Instructor Certification. Certification as a LEOSA Instructor shall be valid for a period of ten years, unless sooner revoked for failing to meet the licensing standards for a LTC. LEOSA Instructor standards, or because of unsuitability, in the discretion of the Colonel. Each LEOSA Instructor's Certificate shall be on a form prescribed by the Colonel and shall be designated a unique number.

(5) Certified Instructor Obligation. The LEOSA Instructor shall:

(a) Require students to complete an application prescribed by the Colonel to be completed upon certification. The application, signed and dated by the student, shall be maintained by the instructor for a period of one year. A copy of the application may also be given to the student.

(b) Ensure before or on the course date that the student has in his or her possession, a valid retired law enforcement officer identification card issued by the law enforcement agency from which the student retired, pursuant to 501 CMR 13.00, and indicates at a minimum that the officer is an otherwise qualified retired law enforcement officer.

(c) Ensure before or on the course date that the student has in his or her possession, a valid license to carry issued pursuant to [M.G.L. c. 140, § 131](#).

(d) Forward information regarding students who successfully complete the instructor's LEOSA course on a separate form prescribed by the Colonel to the Department of State Police, Licensing Unit, 470 Worcester Road, Framingham, MA 01702.

(e) Forward information regarding students who do not successfully complete the training and qualification course to the Colonel and the law enforcement agency from which the student obtained his or her valid retired law enforcement officer identification card.

(f) Issue the LEOSA Card, on a form prescribed and authorized by the Colonel, to the student upon successful completion of the training and qualification course.

(g) Forward a copy of each student's LEOSA Card to the law enforcement agency from which the student is retired.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 515, § 6.03, 515 MA ADC 6.03

515 MA ADC 6.03

515 CMR 6.04

CODE OF MASSACHUSETTS REGULATIONS
TITLE 515: DEPARTMENT OF STATE POLICE
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6.04: LEOSA Firearms Course Curriculum Approval Certification

(1) LEOSA Firearms Course Curriculum Criteria. A curriculum for a LEOSA course shall include but not be limited to the following:

(a) A LEOSA course shall use pistols and/or revolvers of the kind commonly carried concealed by law enforcement officers as the primary subject matter of the curriculum.

(b) All qualification courses fired by the student shall be conducted using a firearm of the type, whether semi-automatic or revolver, to be carried by the qualified retired law enforcement officer under the authority of the LEOSA.

(2) LEOSA Approved Firearms Courses. Courses will be approved on an individual basis at the discretion of the Colonel. A list of approved courses will be available on the website of the Department of State Police and by request. All such courses shall include a minimum of the following:

(a) Not less than four hours of training which shall include: a review of safe handling and the proper use of firearms and legal responsibility of improper or negligent use; a review of Massachusetts law pertaining to carrying a firearm; a review of the conditions and limitations of the Law Enforcement Officers Safety Act of 2004; and a firearms proficiency test.

(b) The firearms proficiency test shall be conducted using the type of firearm to be carried by the qualified retired law enforcement officer upon LEOSA certification. The proficiency test shall meet or exceed the following criteria:

1. The course of fire must be considered a generally accepted police qualification course consisting of at least 50 rounds of duty-type ammunition on a variable distance, multi-position course.

2. A minimum of 10% of the rounds must be fired at a distance of ten yards or greater.

3. The course shall include stages fired at different distances to determine overall proficiency; including, but not limited to marksmanship, safety, and weapon operating procedures.

4. Minimum firing stages include ten, and five yards. No stages shall be fired closer than three yards and at least one stage shall be fired at ten yards or greater distance.

5. Target requirements: MPTC or other law enforcement training and qualification "Q" target or similar law enforcement qualification target.

6. Minimum passing score of 40 hits or 80%.

(3) Issuance of LEOSA Course Curriculum Approval Certification. For courses not listed on the website of the Department of State Police, a LEOSA course curriculum approval application can be obtained by writing to the Department of State Police, Licensing Unit,

470 Worcester Road, Framingham, MA 01702. The application can be mailed or delivered to the same address. A letter approving the course or denying approval will be mailed to the applicant.

(4) LEOSA Firearms Training and Qualification Card. Certificates of completion in the form of a wallet sized card or a card capable of being folded into a wallet size shall be provided by the certified LEOSA instructor to the student upon successful completion of a LEOSA approved firearms course pursuant to 515 CMR 6.04. All such cards shall be in a form prescribed and authorized by the Colonel and shall contain the following information:

- (a) The fact the course was approved in accordance with 515 CMR 6.04;
- (b) That the card is evidence that the person named on the card has completed the required training in accordance with 515 CMR 6.04 and [18 U.S.C. § 926C](#);
- (c) That the card is valid for 12 months from the date on which the course was completed with prominent display of the date of expiration;
- (d) Prominent display that the certificate is only valid for purposes of [18 U.S.C. § 926C](#) when presented with a valid retired law enforcement officer identification card.
- (e) Name and date of birth of the student;
- (f) Name of the law enforcement agency from which the student retired;
- (g) Date of course completion;
- (h) Certified LEOSA instructor's typed or printed name, signature, and LEOSA Instructor Certification number.

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 515, § 6.04, 515 MA ADC 6.04

515 MA ADC 6.04

515 CMR 6.05

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TITLE 515: DEPARTMENT OF STATE POLICE
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6.05: Severability Clause

If any article, section, subsection, sentence, clause or phrase of [515 CMR 6.00](#) is for any reason held to be unconstitutional, contrary to statute, in excess of the authority of the Colonel of the Massachusetts State Police or otherwise inoperative, such decision

shall not affect the validity of any other article, section, subsection, sentence, clause or phrase or [515 CMR 6.00](#).

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 515, § 6.05, 515 MA ADC 6.05

515 MA ADC 6.05

515 CMR 6.00

CODE OF MASSACHUSETTS REGULATIONS
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6.00: RETIRED LAW ENFORCEMENT OFFICER APPLICATION FOR FIREARMS
CERTIFICATION

RETIRED LAW ENFORCEMENT OFFICER APPLICATION FOR FIREARMS CERTIFICATION

Name: _____
(First) (Last) (M.I)

Home Address:

(Street) (State) (Zip Code)

DOB: _____ LTC #: _____

Name of Law Enforcement Agency from which applicant retired:

I understand that in order to carry a concealed firearm as a qualified retired law enforcement officer in accordance with [18 U.S.C. § 926C, I](#) must satisfy certain basic criteria.

The law enforcement agency from which I retired has issued me a photographic identification.

I retired in good standing from a public agency as a law enforcement officer.

I did not retire for reasons of mental instability.

I was authorized to engage in or supervise the prevention, detection, investigation or prosecution of, or the incarceration of any person for, any violation of law, and I had statutory powers of arrest.

Before retirement, I was regularly employed as a law enforcement officer for 15 or more years aggregated, or retired after completing probation due to service-connected disability as determined by the agency I retired from. I have a non-forfeitable right to benefits under my agency's retirement plan.

I am not now under the influence of alcohol or another intoxicating or hallucinatory drug or substance, and I will not carry a firearm while I am under the influence of alcohol or another intoxicating or hallucinatory drug or substance.

I am not prohibited by state or federal law from receiving a firearm. I understand that the definition of "firearm" does not include any machine gun, firearms silencer, or destructive device.

I understand that I must carry the Massachusetts LEOSA certification, along with a photographic identification issued by my agency, when I carry the concealed weapon.

I understand that my certification expires 12 months from its issue date.

I understand that the Law Enforcement Officers Safety Act of 2004, [18 U.S.C. § 926C](#), does not give me any rights whatsoever to exercise law enforcement authority or take police action under any circumstances.

I do hereby declare and affirm under the penalties of perjury that the contents of this application are true and correct to the best of my knowledge, information, and belief and I so indicate by signing below in the designated space.

Applicant Signature _____
Date

<[General Materials \(GM\)](#) - References, Annotations, or Tables>

Mass. Regs. Code tit. 515, § 6.00, 515 MA ADC 6.00

515 MA ADC 6.00

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