

Burleson Police Department

Administrative Policy and Procedures

Number: 04-004.

Document Title: Concealed Handgun Field Procedures

Effective Date: 10/15/2007

Last Revised Date: 01/18/2017

CALEA Standards Referenced:



ISSUING AUTHORITY: _____

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- I. Texas Law requires that the license holder display the handgun license when the license holder is asked for identification and the license holder is carrying a handgun on or about the license holder's person. As the law is specific in this sense, officers should refrain from inquiring of all persons with whom they come in contact whether they have a handgun or are a handgun license holder.
 - A. Officers encountering a license holder may:
 1. Upon identifying a contact as a concealed handgun licensee notify dispatch that they are out with same by using modified radio identification.. Example: "305 William copy D.L. and wanted". The "William" designation will alert dispatch, and all other officers receiving the radio transmission, that you are out with a license weapon(s) carrier.
 - a. The dispatcher upon receiving the "William" (weapon) signal will dispatch a back-up officer, if available. The officer out with the weapon(s) carrier may disregard the back-up if he/she feels no threat.
 - b. The dispatcher shall be especially careful to enter all received information on to the call for service entry including that the stop/contact involved a person, license holder or not, with a weapon.
 2. Request the license holder to keep the weapon concealed on the license holder's person;
 3. Request information from the license holder on how many weapons he/she has on or about their person;
 4. Request the license holder to place the weapon in a secure place until the contact is terminated;
 5. Disarm the license holder if the officer reasonably believes (and be able to articulate if necessary) it is necessary for the protection of the officer, the license holder, or other persons under the circumstances existing at the time of contact.

The circumstances that cause you to disarm the license holder should dictate the method you choose to accomplish the disarmament.

- B. Officers should consider that the more a weapon is handled, the greater the likelihood of an adverse consequence occurring, i.e. accidental discharge due to a faulty weapon or officer unfamiliarity with that particular weapon.
- C. License holders who are carrying a weapon on or about their person when being arrested will be handled in the same precautionary manner as would any other person who is armed with a weapon. The weapon and license will be seized either as evidence connected to the arrest, or for safe keeping until a proper disposition of all charges has occurred. The seized weapon will immediately be checked for stolen and the result of the check indicated in the report.
- D. If the license holder is arrested for an offense identified by law as an offense that may cause revocation of the license, the weapon and license will be entered into Property and Evidence until such time as a disposition of charges is received.
- E. If the license holder is arrested for an offense not identified by law as one that may cause revocation of the license, the weapon (unloaded) and license will be secured in one of the gun lockers outside booking. The key for the locker will be placed into the arrestee's personal property. Upon release of the arrestee, and as the last transaction between the releasing officer and arrestee, the releasing officer will return the arrestee's unloaded weapon and license to him/her with instructions not to load the weapon until clear of the building. The releasing officer will ensure that the arrestee has signed all appropriate property return forms.
- F. Persons who have a weapon on or about their person who claim to be license holders, but cannot produce a license will be handled in accordance with State law.

This policy is to be used /followed as a guideline and should not be construed to be all inclusive with regard to the type(s) of situation(s) you may encounter.