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MARINE CORPS ORDER 5580.4

From: Commandant of the Marine Corps
To: Distribution List

Subj: IMPLEMENTATION OF THE AMENDED LAW ENFORCEMENT OFFICERS
SAFETY ACT OF 2004 (LEOSA)

Ref: (a) Section 1089 of Public Law 112-239, "National Defense
Authorization Act for Fiscal Year 2013"
(b) 10 U.S.C. 807
(c) DoD Instruction 5525.12, "Implementation of the
Amended Law Enforcement Officers Safety Act of 2004
(LEOSA)," February 13, 2014
(d) 50 U.S.C. 797
(e) 18 U.S.C. 930
(f) DoD Instruction 5200.08, "Security of DoD
Installations and Resources and the DoD Physical
Security Review Board (PSRB)," December 10, 2005
(g) DoD 5200.08-R, "Physical Security Program,"
April 9, 2007
(h) MCO 5500.6H
(i) 18 U.S.C. 922
(j) SECNAV M-5210.1
(k) SECNAVINST 5211.5E
(l) 18 U.S.C. 926B
(m) 18 U.S.C. 926C
(n) MCO 5090.4A
(o) DoD Instruction 5525.15, "Law Enforcement (LE)
Standards and Training in the DoD," April 27, 2012
(p) MCO 5580.2B

Encl: (1) LEOSA Procedural Guidance

1. Situation. The National Defense Authorization Act of 2013, reference (a), expanded the LEOSA coverage to include individuals who are, or were, authorized to apprehend under Article 7b of the Uniform Code of Military Justice, reference (b). Under the provisions of the LEOSA, qualified active, retired, and separated law enforcement officers may carry a

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concealed firearm that has been shipped or transported in interstate or foreign commerce. This Order provides policy and guidance for Marine Corps law enforcement personnel and programs, and establishes guidelines and procedures for implementation of LEOSA per references (c) through (p).

2. Mission. In accordance with references (a) through (p) establish, manage, and employ Marine Corps policy and procedures for the proper implementation of the LEOSA.

3. Execution

a. Commander's Intent and Concept of Operations

(1) Commander's Intent. This Order establishes guidelines and procedures regarding the execution of LEOSA by the Marine Corps.

(2) Concept of Operations

(a) All Marine Corps organizations shall use and comply with enclosure (1).

(b) Standard operating procedures may be developed to augment enclosure (1) or to deal with procedures not addressed.

b. Subordinate Element Missions

(1) Deputy Commandant, Plans, Policies, and Operations (DC PP&O). The DC PP&O is responsible for the Marine Corps LEOSA Credentialing Program. The DC PP&O serves as the Service point of contact for coordination, development, and execution of Marine Corps LEOSA policies.

(2) Director, Security Division (PS). The Director, PS is responsible to the DC PP&O for providing direction, supervision, execution, and advocacy for the proper implementation of all LEOSA related policies. In this capacity, the Director, PS shall:

(a) Exercise overall staff cognizance for all matters relating to the LEOSA.

(b) Designate a LEOSA Program Manager to support LEOSA credentialing requirements for Marine Corps law enforcement officers; current, retired, and separated.

(c) Develop LEOSA specific training for current Marine Corps law enforcement officers.

(d) Develop an application process to support issuance of LEOSA credentials to current, retired, and separated Marine Corps law enforcement officers.

(e) Coordinate with the Deputy Commandant Programs and Resources (DC P&R) to ensure funding requirements to support LEOSA implementation are incorporated into the Planning, Programming, Budgeting, and Execution (PPBE) Process.

(3) Deputy Commandant, Programs and Resources. Provide programming and resource support to PP&O for Marine Corps LEOSA Program Management as required per the PPBE Process.

(4) Deputy Commandant, Manpower and Reserve Affairs. Provide support to PP&O related to the verification of LEOSA eligibility for active, reserve, retired, and separated Marine Corps law enforcement officers.

(5) Provost Marshals, Police Chiefs, and Law Enforcement (LE) Battalion Commanders.

(a) Ensure local compliance and provide program support to the Marine Corps LEOSA Program Manager, as required by law and this Order.

(b) Act as the authorizing official for the issuance of LEOSA 926B credentials for Marine Corps law enforcement officers assigned to your Provost Marshal's Office (PMO), Marine Corps Police Department (MCPD), or LE Battalion per this Order.

(c) Appoint in writing a primary and alternate LEOSA credential manager responsible for assisting in the proper execution of the provisions contained within this Order.

c. This Order does not:

(1) Create any rights, privileges, or benefits, substantive or procedural, enforceable by any party against the United States, its departments, agencies, or other entities, its officers, or any other persons.

(2) Limit the authority of a military commander per references (d), (e), (f), and (g), to deny entry to individuals

or items based on current security or force protection conditions.

(3) Limit the laws of any State that:

(a) Permit private persons or entities to prohibit or restrict the possession of concealed firearms on their property.

(b) Prohibit or restrict the possession of firearms on any State or local government property, installation, building, base, or park.

(4) Confer upon any retired or separated law enforcement officer any rights or privileges accorded to an active duty law enforcement officer. It only delineates the qualifications a retired or separated law enforcement officer must meet to carry concealed firearms.

(5) Does not change any Marine Corps policy or procedures with respect to on-duty law enforcement personnel to include concealed carry authorizations contained within reference (h).

(6) Apply at OCONUS/Overseas duty stations unless specifically provisioned by 18 USC 13 (Special Maritime and territorial jurisdictions), DoD policy, Department of State policy, and/or the requirements have been articulated, negotiated, and expressly permitted by a standing Status of Forces Agreement, Visiting Forces Agreement, or other international agreement.

(7) Supersede the prohibitions of Title 18 USC 922, reference (i), which includes the Lautenberg and Brady amendments, and similar unlawful acts.

4. Administration and Logistics

a. Recommendations concerning this Order are invited and will be submitted to the Commandant of the Marine Corps (PS) via the appropriate chain of command.

b. Records shall be managed according to National Archives and Records Administration approved dispositions per reference (j) to ensure proper maintenance, use, accessibility, and preservation, regardless of format or medium.

c. The generation, collection or distribution of personally identifiable information (PII) and management of privacy sensitive information shall be in accordance with the Privacy Act of 1974, as amended, per reference (k). Any unauthorized review, use, disclosure or distribution is prohibited.

5. Command and Signal

a. Command. This Order is applicable to the Marine Corps Total Force.

b. Signal. This Order is effective on the date signed.



R. L. BAILEY
Deputy Commandant for
Plans, Policies, and Operations

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Chapter 1

LEOSA Policy and Procedures

1. General

a. In accordance with references (c) and (1), notwithstanding any other provision of the law of any State or any political subdivision thereof, a qualified law enforcement officer may carry a privately owned concealed firearm that has been shipped or transported in interstate or foreign commerce, if the law enforcement officer:

(1) Meets the definitional requirements of a "qualified law enforcement officer". To be considered a "qualified law enforcement officer" an individual must meet the following requirements:

(a) Is 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 has statutory powers of arrest or apprehension under section 807(b) of Title 10, United States Code, reference (b).

(b) Is authorized by the Marine Corps to carry a firearm.

(c) Is not the subject of any disciplinary action by a Marine Corps organization that could result in suspension or loss of police powers.

(d) Meets the Marine Corps standards, which require the individual to regularly qualify in the use of a firearm of the same type (revolver or semiautomatic pistol) as the concealed firearm.

(e) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance.

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

(2) Is carrying the photographic identification issued by the Marine Corps that identify the employee as a law enforcement officer.

b. In accordance with references (c) and (m), notwithstanding any other provision of the law of any State or any political subdivision thereof, a "qualified retired law enforcement officer" may carry a concealed firearm that has been shipped or transported in interstate or foreign commerce, if the qualified retired law enforcement officer:

(1) Meets the definitional requirements of a "qualified retired law enforcement officer." To be considered a "qualified retired law enforcement officer" an individual must meet the following requirements:

(a) Is separated in good standing from service with the Marine Corps as a law enforcement officer.

1. Marine MP and criminal investigators separating from service with other than an honorable discharge are considered not to have separated in good standing.

2. Marine Corps civilian police officers involuntarily separated for cause on charges of misconduct or delinquency are considered not to have separated in good standing.

(b) Before such separation, 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 or apprehension under section 807(b) of Title 10, United States Code, reference (b).

(c) Before such separation, served as a law enforcement officer for an aggregate of 10 years or more, or separated from service with the Marine Corps, after completing any applicable probationary period of service, due to a service-connected disability, as determined by the Marine Corps.

(d) During the most recent 12-month period, has met, at the expense of the individual, the standards for qualification in firearms training for active law enforcement officers, as determined by the Marine Corps, the State in which the individual resides or, if the State has not established standards, either a law enforcement agency within the State in which the individual resides or the standards used by a certified firearms instructor that is qualified to conduct a firearms qualification test for active duty officers within that State.

(e) Has not been officially found by a qualified medical professional employed by the DoD to be unqualified for reasons related to mental health and as a result of this finding will not be issued the photographic identification described in paragraph 3g below of this enclosure; or has not entered into an agreement with the Marine Corps in which that individual acknowledges he or she is not qualified under reference (m) and this Order for reasons relating to mental health and for those reasons will not receive or accept the photographic identification as described in paragraph 3g below of this enclosure. Nothing in this instruction requires a mental health examination for separating or separated law enforcement officers seeking a LEOSA identification card.

(f) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance.

(g) Is not prohibited by Federal law from receiving a firearm.

(2) Carries photographic identification issued by the Marine Corps that identifies the person as having been employed as a law enforcement officer, which:

(a) Indicates that the individual has, not less than one year before the individual is carrying the concealed firearm, been tested or otherwise found by the Marine Corps to meet the Marine Corps active duty standards for qualification in firearms training as established by the Marine Corps to carry a firearm of the same type as the concealed firearm, or

(b) Carries a certification issued by the State in which the individual resides or by a certified firearms instructor qualified to conduct a firearms qualification test for active duty officers within that State that indicates that the individual has, not less than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the State or a certified firearms instructor that is qualified to conduct a firearms qualification test for active duty officers within the State to have met the State's active duty standards for qualification in firearms training to carry a firearm of the same type as the concealed firearm. If the State has not established such standards, then the instructor will certify the officer has met standards set by any law enforcement agency within that State to carry a firearm of the same type as the concealed firearm.

2. Marine Corps LEOSA Policy for Qualified Law Enforcement Officers

a. Marine Corps active duty and reserve component military police (Military Occupational Specialty (MOS) 5803/5811), criminal investigators (MOS 5805/5821), currently employed civilian police officers (series 0083/1811/1812), and conservation law enforcement officers, per reference (n), hereafter referred to as Marine Corps law enforcement officers (LEO), are eligible to participate in the LEOSA provided they are in compliance with requirements established within references (c), (l) and this Order.

b. Participation in the LEOSA is voluntary and dependent upon meeting and maintaining all LEOSA eligibility requirements.

c. When carrying a concealed firearm under the LEOSA the Marine Corps LEO have the same rights/privileges as a private citizen. The Marine Corps LEO has no authority to act on behalf of the Marine Corps or DoD or to exercise any law enforcement authority. The safety risks and legal liability assumed by a private person carrying a concealed firearm requires careful consideration as LEOSA grants no special powers or protections to such individuals, private citizens, or cases.

d. When carrying a concealed firearm under the LEOSA the Marine Corps LEO must be in possession of his or her Marine Corps LEOSA 926B credential, Appendix A, and firearms qualification card, Appendix B, at all times.

e. To qualify for issuance of a Marine Corps LEOSA 926B credential personnel must meet the following requirements:

(1) Active duty/reserve component MP and criminal investigators must have an aggregate of 12 months law enforcement experience. Law enforcement experience begins to accrue upon assignment to a 58XX billet in the supporting establishment (SE) or operating forces.

(a) Reserve component MP and criminal investigators, that have been credited one year of qualifying service toward retirement while assigned to a 58XX billet, are considered to have met the 12 month aggregate.

(b) Prior employment as a police officer at the local, state, or Federal level may be applied toward the 12 month aggregate for both active duty and reserve component MP.

(2) Marine Corps civilian police officers must have completed their probationary employment period and the Field Training Officer (FTO) Program prior to issuance of Marine Corps LEOSA 926B credentials.

(3) Per reference (o), Marine Corps LEOs must meet the minimum training standards for law enforcement officers.

(4) Per reference (c), Marine Corps LEOs must meet law enforcement weapons qualification standards with a firearm of the same type (revolver or semiautomatic pistol) as the concealed firearm.

(a) The Marine Corps Law Enforcement Officer's Handgun Qualification Course will be used to satisfy the LEOSA weapons qualification requirement when the firearm being carried concealed is of the same type (semiautomatic) as the individual's duty weapon.

(b) Qualification is required every 12-months; failure to qualify within the prescribed 12-month period will result in the temporary revocation of an individual's LEOSA 926B credentials.

(c) Marine Corps LEOs desiring to carry a revolver must obtain a certification issued by the State in which the individual resides or by a certified firearms instructor qualified to conduct a firearms qualification test for active duty officers within that State as follows:

1. Certification must indicate that the individual has, during the most recent 12-month period, met the State's active duty standards for qualification in firearms training to carry a firearm of the same type (revolver) as the concealed firearm.

2. If the State has not established standards, then the instructor will certify the officer has met standards set by any law enforcement agency within that State to carry a firearm of the same type (revolver) as the concealed firearm.

3. The burden of cost for State certification and firearms qualification will be the responsibility of the individual Marine Corps LEO.

(5) Marine Corps LEOs must complete DD 2760, Qualification to Possess Firearms or Ammunition, for initial issuance and renewal of LEOSA 926B credentials.

(6) Marine Corps LEOs must complete a LEOSA Certification of Eligibility, Appendix C, annually while participating in the LEOSA.

(7) Marine Corps LEOs must have annual use of force training requirements completed, per reference (h), prior to issuance of LEOSA 926B credentials.

(8) Marine Corps LEOs shall complete the "USMC LEOSA" computer-based training for initial issuance and renewal of LEOSA 926B credentials.

(9) Marine Corps LEOs pending administrative or legal disciplinary action are ineligible for issuance of LEOSA 926B credentials until the administrative/legal action is properly adjudicated.

f. LEOSA 926B Issuance Procedures

(1) Marine Corps LEOs requesting issuance of Marine Corps LEOSA 926B credentials are responsible for completing the following items:

(a) LEOSA Certification of Eligibility.

(b) DD 2760, Qualification to Possess Firearms or Ammunition.

(c) Marine Corps LEOSA computer-based training.

(2) Once completed, Marine Corps LEOs shall take the above listed documents to the PMO/MCPD/Battalion training section for endorsement of their LEOSA Certification of Eligibility. Prior to endorsing the Certification of Eligibility, the training section shall:

(a) Verify the MP/criminal investigator has an aggregate of 12 months law enforcement experience.

(b) Verify that the civilian police officer has completed their probationary employment period and the FTO Program.

(c) Verify the currency of the Marine Corps LEO's weapons qualification and annual use of force training.

(d) Verify completion of LEOSA computer-based training and enter completion information in the Marine Corps LEO's electronic record jacket located in the Data Housing and Reporting Tool (DHART).

(e) Verify the Marine Corps LEO's current duty status. Marine Corps LEOs prohibited from performing law enforcement duties due to circumstances identified in paragraphs 2j and 2k below of this enclosure shall not receive an endorsement.

(f) Complete a Marine Corps firearms qualification card for the Marine Corps LEO requesting to participate in the LEOSA.

(g) Only a supervisory level government employee (GS 11 or above), Staff Noncommissioned Officer (SNCO) or Marine Corps officer is authorized to sign the firearms qualification card.

(h) Have a supervisory level government employee (GS 11 or above), SNCO, or Marine Corps officer complete the first endorsement on the LEOSA Certification of Eligibility when all requirements have been verified as complete.

(i) Route the LEOSA Certification of Eligibility and DD 2760, Qualification to Possess Firearms or Ammunition to the Provost Marshal/Police Chief/LE Battalion Commander, hereafter referred to as the authorizing official, for endorsement.

(j) Endorsement responsibility for the LEOSA Certification of Eligibility cannot be delegated.

(3) The authorizing official shall not endorse an individual's LEOSA Certification of Eligibility when justification for temporary or permanent revocation of LEOSA privileges exist, see paragraphs 2j and 2k below of this enclosure for clarification.

(4) Once the authorizing official has endorsed the LEOSA Certification of Eligibility it shall be forwarded to the PMO/MCPD/Bn credential manager as approval for issuance of the LEOSA 926B credential.

(5) The original, signed copy of the LEOA Certification of Eligibility will be maintained by the credential manager.

(6) When a new authorizing official reports to a PMO/MCPD/Bn they shall review the eligibility of all assigned personnel participating in the LEOA. The review shall be completed within 30 days of the new authorizing official reporting and documented on a memorandum for the record. The memorandum will be maintained by the PMO/MCPD/Bn credential manager and reviewed as part of the Marine Corps Law Enforcement Accreditation Program.

(7) The LEOA 926B credential shall not be reissued when a new authorizing official is assigned to the PMO/MCPD/Bn. Credentials will be updated with a new authorizing signature upon the credential's expiration date.

g. Marine Corps LEOA 926B Credential

(1) The authorizing official is responsible for issuing Marine Corps LEOA 926B credentials to qualified Marine Corps LEOs assigned to their organizations.

(2) LEOA 926B credentials are printed on serialized cardstock specifically designed for LEOA purposes.

(3) Due to the sensitivity of the credential and accountability requirements outlined in reference (c), LEOA 926B credential cardstock shall be maintained by the Marine Corps LEOA Program Manager, PP&O (Security), Headquarters Marine Corps (HQMC).

(4) To obtain cardstock, PMOs/MCPDs/LE Battalions must submit a "by name" roster of Marine Corps LEOs that have been approved for issuance to the Marine Corps LEOA Program Manager.

(5) Submission instructions and Marine Corps LEOA Program Manager contact information can be obtained at: [www.hqmc.marines.mil/ppo/Units/SecurityDivision\(PS\)/LawEnforcementCorrections\(PSL\)](http://www.hqmc.marines.mil/ppo/Units/SecurityDivision(PS)/LawEnforcementCorrections(PSL))

(6) Upon receiving the "by name" roster, the Marine Corps LEOA Program Manager shall:

(a) Assign each Marine Corps LEO, included on the "by name" roster, to a Marine Corps LEOA identification number located on the LEOA 926B cardstock.

(b) Document the assignment of each Marine Corps LEOSA identification number in the LEO's electronic training jacket located in the DHART.

(c) Ship the assigned cardstock to the requesting PMO/MCPD/LE Battalion.

(7) Upon receiving the cardstock, the PMO/MCPD/LE Battalion credential manager shall verify that the LEO's name and LEOSA identification number are correctly matched before entering information onto the LEOSA 926B cardstock.

(a) Data entry on LEOSA 926B cardstock will be achieved using the credentialing systems currently maintained by installation PMOs and MCPDs. Law Enforcement Battalions that are not equipped with credentialing software systems shall coordinate support from their installation PMO/MCPD.

(b) Complete the front sides of the credential in accordance with reference (p).

(c) Complete the personal data fields on the back of the credential.

1. Activity Address is the unit mailing address. If the issuing agency has a 24-hour duty phone it should be used as the activity phone number. If the agency does not have a 24-hour duty phone another official landline telephone number shall be used in its place.

2. Type of weapon corresponds to the type (semi-automatic or revolver) that the individual will carry concealed.

3. Type of weapon will be represented as follows: A (semi-auto), R (revolver) or A/R (if the individual is qualified to carry both).

4. A field for the weapon serial number has been provided but is not a mandatory requirement.

5. The Provost Marshal, Police Chief or LE Battalion Commander will sign as the authorizing official on both the front and back of the credential.

6. Provost Marshals, Police Chiefs and LE Battalion Commanders cannot act as the authorizing official for themselves; refer to paragraph 2g(9) below of this enclosure.

(d) Expiration dates for 926B credentials are: EAS for enlisted MP, 5 years for civilian police officers and commissioned/warrant officers.

(e) Marine Corps LEOs previously issued a law enforcement identification card (LE ID) shall relinquish it prior to taking possession of their LEOSA 926B credentials.

(f) Relinquished LE ID cards shall be annotated in a logbook maintained by the PMO/MCPD/Bn credential manager.

(g) At a minimum, logbook entries shall include: LE ID card serial number, MP/civilian police officer's rank, full name, and date of return.

(h) Once the relinquished LE ID card is entered in the logbook it shall be destroyed.

(i) Relinquished LE ID cards are never authorized to be presented as "keepsake" items.

(8) Personnel not desiring to participate in LEOSA will continue to be issued the LE ID in accordance with reference (p).

(9) Marine Corps LEOs that do not have a senior MP or civilian police officer within their chain of command to perform as the authorizing official may request issuance of Marine Corps 926B LEOSA Credentials directly from HQMC. LEOSA 926B applications and coordinating instructions are provided at [www.hqmc.marines.mil/ppo/Units/SecurityDivision\(PS\)/LawEnforcementCorrections\(PSL\)](http://www.hqmc.marines.mil/ppo/Units/SecurityDivision(PS)/LawEnforcementCorrections(PSL)). If the individual is found eligible to participate in the LEOSA, the Assistant Deputy Commandant, Plans, Policies, and Operations (Security), or his designee, will act as the authorizing official.

(10) Current Marine Corps LEOs desiring to participate in the LEOSA post retirement are encouraged to submit an application package, per paragraph 3f below of this enclosure, six months prior to their date of retirement.

(11) Current Marine Corps LEOs separating from the Marine Corps with an aggregate of 10 years law enforcement experience are encouraged to submit an application package, per

paragraph 3f below of this enclosure, six months prior to their date of separation.

h. Renewal of Marine Corps LEOSA 926B Credentials:

(1) Marine Corps LEOs are authorized to renew their LEOSA 926B credential no sooner than (60) days prior to the credential reaching its expiration date.

(2) Marine Corps LEO will follow procedures identified in paragraph 2f above of this enclosure to renew their LEOSA 926B credential.

(3) Marine Corps LEOs shall relinquish their expired LEOSA 926B credential to the PMO/MCPD/Bn credential manager prior to taking possession of their new credentials.

(4) The PMO/MCPD/Bn credential manager will document expired LEOSA 926B credentials in the credential logbook in the same fashion as relinquished LE ID cards.

(5) Once logged, expired LEOSA 926B credentials shall be destroyed.

(6) Expired LEOSA 926B credentials are never authorized to be presented as "keepsake" items.

i. Records Management

(1) Firearms qualification, annual use of force training and LEOSA computer-based training shall be documented in the DHART.

(2) All original copies of the LEOSA 926B Certification of Eligibility, DD 2760, Qualification to Possess Firearms or Ammunition and the credential logbook shall be maintained by the PMO/MCPD/Bn credential manager per SSIC 5512, reference (j).

j. Temporary Revocation of 926B Credentials

(1) Authorizing officials may temporarily revoke an individual's 926B credentials under the following circumstances:

(a) Failure to complete annual firearms qualification.

(b) Suspected misconduct resulting in an inquiry or investigation and/or conduct resulting in adverse/punitive administrative or criminal punishment.

(c) Suspected violations of 18 U.S.C 922, reference (i).

(d) Suicidal ideation.

(e) Subject of an alcohol related incident.

(f) Placed on prescription medications that could potentially alter judgment.

(g) Mental health or other medical issues.

(h) Loss of the authorizing official's faith, trust, and/or confidence.

(2) When temporary revocation is deemed appropriate the following procedures shall be followed:

(a) Confiscate the individual's LEOSA 926B credential and flat badge.

(b) Issue the individual an Equipment Custody Record (NAVMC 10359) or similar authorized form/receipt for the 926B LEOSA credential and flat badge.

(c) Place the items in a secure location until such a time that they can be returned to the individual or relinquished to HQMC.

k. Permanent Revocation of 926B Credentials

(1) Authorizing officials may permanently revoke an individual's 926B credentials under the following circumstances:

(a) The MP separates from the service.

(b) Police officer leaves the employment of the Marine Corps.

(c) Convicted of any felony offense.

(d) Convicted of any violation identified within 18 U.S.C 922, reference (i).

(e) Revocation of 58XX MOS.

(f) Loss of qualifying civilian job series.

(2) When permanent revocation is deemed appropriate the following procedures shall be followed:

(a) Confiscate the individual's LEOSA 926B credential and flat badge.

(b) Issue the individual an Equipment Custody Record (NAVMC 10359) or similar authorized form/receipt for the LEOSA 926B credential and flat badge.

(c) Permanently revoked LEOSA 926B credentials shall be annotated in the PMO/MCPD/Bn credential manager's logbook prior to being destroyed.

(d) The flat badge shall be returned to HQMC for refurbishment/redistribution.

(e) For the purpose of maintaining accountability all permanent revocations of LEOSA 926B credentials shall be reported to the Marine Corps LEOSA Program Manager.

(f) Reporting instructions can be obtained at: [www.hqmc.marines.mil/ppo/Units/SecurityDivision\(PS\)/LawEnforcementntCorrections\(PSL\)](http://www.hqmc.marines.mil/ppo/Units/SecurityDivision(PS)/LawEnforcementntCorrections(PSL))

3. Marine Corps LEOSA Policy for Qualified Retired/Separated Law Enforcement Officers

a. Retired/separated Marine Corps military police (MOS 5803/5811), criminal investigators (MOS 5805, 5821), civilian police officers (series 0083/1811/1812), and conservation law enforcement officers, per reference (n), hereafter referred to as Marine Corps retired/separated LEOs, are eligible to participate in the LEOSA provided they are in compliance with requirements established within references (c), (m) and this Order.

b. Participation in the LEOSA is voluntary and dependent upon meeting and maintaining all LEOSA eligibility requirements.

c. When carrying a concealed firearm under the LEOSA the Marine Corps retired/separated LEO has the same rights/privileges as a private citizen. The individual has no

authority to act on the Marine Corps's or DoD's behalf or to exercise any law enforcement authority.

d. When carrying a concealed firearm under the LEOSA the Marine Corps retired/separated LEO must be in possession of their Marine Corps LEOSA 926C credential and documentation of current firearms qualification at all times.

e. To qualify for issuance of a Marine Corps LEOSA 926C credential the retired/separated LEO must meet the following requirements:

(1) Retired or separated in good standing from the Marine Corps/civil service with at least 10 years of aggregate service as a law enforcement officer.

(a) Marine Corps LEOs medically retired/separated with 10 years of aggregate service as a law enforcement officer qualify for issuance of LEOSA 926C credentials when the purpose of the medical retirement/separation does not conflict with requirements established within references (c), (m) and this Order.

(b) Marine Corps LEOs separated from the Marine Corps, after completing any applicable probationary period of service, due to a service-connected disability qualify for issuance of LEOSA 926C credentials when the purpose of the separation does not conflict with requirements established within references (c), (m) and this Order.

(c) Time assigned to a law enforcement military occupational specialty from another DoD service qualifies for inclusion in the 10-year aggregate.

(d) Time spent assigned to another DoD component as a police officer (series 0083/1811/1812) or conservation law enforcement officer per reference (n), qualifies for inclusion in the 10-year aggregate.

(e) Time employed as a civilian law enforcement officer at a local, state or Federal agency qualifies for inclusion in the 10-year aggregate.

(2) Satisfactorily complete all requirements contained within the Marine Corps LEOSA 926C credential application process.

f. Applying for Marine Corps LEOSA 926C credentials

(1) To apply for Marine Corps 926C LEOSA credentials Marine Corps retired/separated LEOs must complete the Marine Corps LEOSA application process. Applications and coordinating instructions are provided at [www.hqmc.marines.mil/ppo/Units/SecurityDivision\(PS\)/LawEnforcementCorrections\(PSL\)](http://www.hqmc.marines.mil/ppo/Units/SecurityDivision(PS)/LawEnforcementCorrections(PSL)). Applicants will be required to provide the following documentation as part of the application process:

- (a) Completed LEOSA credential application.
- (b) Completed Privacy Act Statement.
- (c) Copy of applicant's DD-214 (member copy 4) for Marines or SF-50 proof of employment for civilian police officers.
- (d) Passport type photograph as defined by the Department of State for all U.S. passports.
- (e) Copy of retired military identification card, state driver's license or state issued identification card.
- (f) Copy of a current, within previous 12 months, Federal Bureau of Investigation Identity History Summary.
- (g) Completed DD Form 2760, Qualification to Possess Firearms or Ammunition.
- (h) Completed LEOSA Certification of Eligibility, Appendix C.

(2) Applicants that satisfactorily complete the application process will be forwarded for approval by the Assistant Deputy Commandant, Plans, Policies, and Operations (Security) or his designee.

g. Marine Corps LEOSA 926C Credential

(1) The Assistant Deputy Commandant, PP&O (Security) is responsible for issuing Marine Corps LEOSA 926C credentials, Appendix D, to qualified retired/separated Marine Corps law enforcement officers.

(2) Marine Corps LEOSA 926C credentials will be produced and issued to qualified retired/separated LEOs upon successful

completion of the application process with the approval of the Assistant Deputy Commandant, PP&O (Security).

(3) The Marine Corps 926C LEOSA credential shall include the following elements:

- (a) Applicant's name
- (b) Marine Corps LEOSA identification number
- (c) Applicant's photograph
- (d) The following statements:

1. "The individual pictured above separated in good standing from service with the Marine Corps as a law enforcement officer and on the date issued has met the requirements of section 926C of Title 18, United States Code."

2. "This card does not grant the bearer any authority to act on the Marine Corps' behalf or to exercise any law enforcement authority."

3. "DoD Law Enforcement Officer (Separated)."

- (e) Applicant's signature and date.
- (f) Authorizing official's signature and date.

(4) Marine Corps 926C credentials will be shipped to the applicant once completed.

(5) The applicant is responsible for any costs associated with processing, producing, and shipping of Marine Corps LEOSA 926C credentials.

h. Revocation of Marine Corps LEOSA 926C Credentials

(1) The Marine Corps has no legal liability for the actions of retired/separated LEOs participating in the LEOSA.

(2) However, the Assistant Deputy Commandant, PP&O (Security) maintains the authority to revoke an individual's Marine Corps LEOSA 926C credentials when lack of compliance with references (c), (m) and this Order are made known to HQMC.

(3) When lack of compliance is made know to HQMC, the Assistant Deputy Commandant, PP&O (Security) shall direct the Marine Corps LEOSA Program Manager to take the following steps:

(a) In the most expeditious manner possible, notify the retired/separated LEO in question to inform them of the issue and that their LEOSA 926C credentials are in jeopardy of being revoked.

(b) Individuals that confirm their lack of compliance will have their credentials immediately revoked.

(c) Individuals that contest non-compliance shall be afforded 14 business days to provide proof of compliance.

1. The individual's credentials shall be revoked if proof of compliance is not provided within the allotted time, or is deemed inadequate to substantiate compliance.

2. The Marine Corps LEOSA Program Manager will review proof of compliance submissions and provide a recommendation to the Assistant Deputy Commandant (Security) for a decision on revocation.

3. The individual in question will be notified of the decision via official written correspondence.

(d) If unable to contact the retired/separated Marine Corps LEO in question within 30 days of the first attempt to communicate their credentials will be revoked.

(4) Revoking an individual's LEOSA 926C includes the following measures:

(a) Notify the individual of revocation via formal written correspondence.

1. The notification shall include justification for the revocation.

2. The notification shall include a request for the return of the revoked LEOSA 926C credential.

(b) If the LEOSA 926C credential is not returned to HQMC within 30 days of the notification's post mark the Marine Corps LEOSA Program Manager will submit the credential serial

number to the National Crime Information Center (NCIC) in accordance with paragraph 6b(2) of this Order.

4. Restrictions

a. The authority to carry a concealed firearm is a privilege that requires substantial maturity, judgment, and professional acumen to prevent unintended injury, loss of life, or organizational liability.

b. The following restrictions will be adhered to by all personnel issued a Marine Corps LEOSA 926B or 926C credential:

(1) Personnel shall not carry a concealed firearm while not in possession of their Marine Corps LEOSA 926B/926C credential and proof of current firearms qualification.

(2) Personnel shall not consume alcohol while carrying a concealed firearm.

(3) Personnel shall abide by restrictions on the possession of concealed firearms on any private property.

(4) Personnel shall abide by restrictions on the possession of firearms on any State or local government property, installation, building, base, or park.

(5) Personnel shall abide by restrictions on the possession of firearms aboard DoD installations.

(6) Personnel shall make every effort to prevent firearms related mishaps to include:

(a) Securing the firearm in a locked weapons safe, container, or armory when not being carried.

(b) Never leaving the firearm unattended unless properly secured.

(c) Practicing proper weapons safety protocols at all times.

(7) Individuals will comply with all regulations governing storage of firearms aboard DoD installations.

(8) While carrying a concealed firearm under the LEOSA personnel do not have law enforcement authority. Personnel carrying a concealed firearm under LEOSA:

(a) Have no authority to detain and/or effect the detentions of persons while off duty and/or off base.

(b) Have no authority to make and/or effect arrests or apprehensions of persons while off duty and/or off base.

(c) Have no authority for the use of force to arrest/apprehend and/or effect the arrest/apprehension of persons while off duty and/or off their assigned installation.

(d) Have no specific authority under LEOSA for the use of force or deadly force as articulated in reference (h).

5. Special Considerations

a. Marine Corps LEOs participating in the LEOSA are subject to local command policy regarding the carrying of privately owned firearms aboard the installation.

b. If local command policy permits Marine Corps LEOs participating in the LEOSA to carry privately owned firearms aboard the installation, Marine Corps LEOs shall register their privately owned firearm with the PMO or MCPD in accordance with reference (p).

c. Marine Corps LEOs shall not carry privately owned weapons, concealed or otherwise, while on duty. Privately owned firearms shall be stored in the PMO/MCPD arms room, or designated unit armory, while the Marine Corps LEO is on duty.

d. Personnel granted concealed carry authorization for the USMC service weapon in support of their official duties shall follow procedures contained within reference (h).

e. All personnel issued a Marine Corps LEOSA 926B or 926C credential who choose to carry a concealed weapon are encouraged to obtain "concealed carry" or "self-defense" insurance with civil and criminal defense coverage in the event they are involved in a use of force incident.

f. The Marine Corps has no liability and will not provide legal defense for any individual involved in use of force incidents involving personal weapons.

g. Personnel are encouraged to carry a "grand jury kit" consisting of Marine Corps or civilian weapons qualification documentation, driver's license or state issued identification card, proof of ownership for the weapon carried, a copy of this Order, and a copy of reference (l) or (m) as appropriate.

6. Missing, Lost, Stolen Marine Corps LEOSA Credentials

a. LEOSA credentials are controlled, serialized items and every effort should be made to safeguard them from loss or theft.

b. The following procedures shall be followed when it is determined that Marine Corps LEOSA credentials are missing, lost or stolen.

(1) Missing, lost, or stolen Marine Corps LEOSA 926B credentials:

(a) Authorizing official immediately notifies, via the chain of command, the loss or theft of LEOSA credentials to the Marine Corps LEOSA Program Manager.

(b) File a police report and initiate an investigation as necessary. Ensure entry of the LEOSA 926B credential and badge number into NCIC.

(c) If the loss/theft of credentials was determined to be a result of negligence on the part of the Marine Corps LEO administrative/punitive action may be warranted.

(2) Missing, lost, or stolen Marine Corps LEOSA 926C credentials:

(a) Marine Corps retired/separated LEOs should immediately notify the Marine Corps LEOSA Program Manager in the event of loss or theft of their Marine Corps LEOSA 926C credentials.

(b) The Marine Corps LEOSA Program Manager shall ensure the lost or stolen LEOSA 926C credential number is entered into NCIC.

(c) It is recommended that the retired/separated LEO file a police report with a local law enforcement agency upon determining loss or theft.

(d) If the retired/separated LEO desires to replace the lost/stolen 926C credentials he or she will be required to provide a copy of the police report to the Marine Corps LEOSA Program Manager.

APPENDIX B

SAMPLE MARINE CORPS FIREARMS QUALIFICATION CARD

Marine Corps Law Enforcement Firearms Qualification Card

Name: _____

Badge Number: _____

Date of Qualification: _____

Firearm for which Qualified: _____

Date of issue: _____

Date of expiration: _____

Authorizing Official: _____

APPENDIX C

SAMPLE LEOSA CERTIFICATION OF ELIGIBILITY

1. I understand/acknowledge that to participate in the LEOSA I must maintain my status as a qualified law enforcement officer (QLEO) or qualified retired law enforcement officer (QRLEO). In order to do so I must:

a. Maintain a current firearms qualification for the type of firearm that I intend to carry concealed.

b. Be in possession of my LEOSA credential and proof of firearms qualification at all times while in a concealed carry status.

c. Maintain compliance with any additional regulatory guidance published by the issuing agency.

d. I acknowledge that failure to maintain my status as a QLEO/QRLEO shall result in the revocation, either temporary or permanent, of my agency issued LEOSA credential.

Initial_____

2. I understand/acknowledge that while carrying a concealed firearm under the LEOSA I have the same rights/privileges as a private citizen. I have no authority to exercise any law enforcement authority on behalf of the issuing agency or Department of Defense (DoD). I understand that under the authority of LEOSA:

a. I am granted no authority to detain and/or effect the detentions of any person.

b. I am granted no authority to make and/or effect arrests or apprehensions of any person.

c. I am granted no authority to exercise the use of force to arrest/apprehend and/or effect the arrest/apprehension of any person.

Initial_____

3. I understand/acknowledge that while carrying a concealed firearm under the authority of the LEOSA:

a. I shall not be under the influence of alcohol or another intoxicating or hallucinatory drug or substance.

b. I will respect firearms restrictions posted by the owners of private property.

c. I will respect firearms restrictions on any State or local government property, installation, building, or park.

d. I will safeguard my firearm at all times when on my person. When not in my possession my firearm shall be stored securely in a locked weapons safe or container.

4. I have been advised by the issuing agency of the following:

a. If electing to carry a concealed firearm I should obtain "concealed carry" or "self-defense" insurance with civil and criminal defense coverage.

b. The issuing agency has no liability and will not provide legal defense in the event that I am involved with a use of force incident under the provisions of LEOSA.

c. I should consider carrying a "grand jury kit" consisting of weapons qualification documentation, driver's license or state issued identification card, proof of firearm ownership, and copies of DoDI 5525.15, agency issued regulatory guidance, and 18 U.S.C. 926B (or) 926C.

Initial_____

5. I understand/acknowledge that as an active law enforcement officer assigned to, or employed by, the issuing agency that:

a. I am not permitted to carry a concealed privately owned firearm while performing my official law enforcement duties.

b. I am required to comply with local policies related to carrying of privately owned firearms issued by the DoD installation to which I am assigned.

c. If permitted to carry a concealed privately owned firearm aboard the DoD installation to which I am assigned I must register the firearm in accordance with agency policy.

d. I am required to comply with all regulations governing the storage of privately owned firearms aboard DOD installations.

Initial_____

6. Acknowledgement. I hereby certify that I understand the aforementioned provisions governing my participation in the LEOSA under the sponsorship of the issuing agency and that failure to maintain compliance with these provisions may result in the revocation of my agency issued LEOSA credentials.

_____/_____/_____
Printed Name Signature Date

FIRST ENDORSEMENT

From: Law Enforcement Training Section
To: Authorizing Official

Subj: LEOSA ELIGIBILITY REQUIREMENTS CASE OF (Rank, FN, MI, LN)

1. The below listed LEOSA eligibility requirements have been verified as current and/or complete for the subject named law enforcement officer.

- a. 12 months aggregate law enforcement experience
- b. Current firearm qualification
- c. Current Use of Force certification
- d. Completed LEOSA web-based training module

2. A firearms qualification card has been issued to the subject named law enforcement officer.

I.M. TRAINING

SECOND ENORSEMENT

From: Authorizing Official
To: Credential Manager

Subj: APPROVAL FOR ISSUANCE CASE OF (Rank, FN, MI, LN)

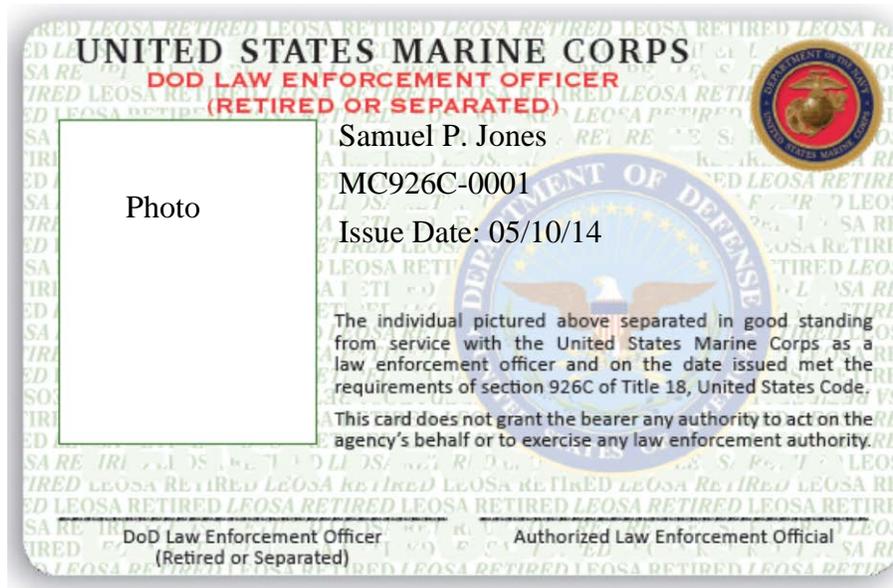
Ref: (a) DoDI 5525.12
(b) MCO 5580.4

1. Per refs (a) and (b), the subject named individual meets the requirements of a qualified law enforcement.
2. Issuance of Marine Corps 926B LEOSA credentials, in accordance with reference (b) is authorized.

I.M. COMMANDER

APPENDIX D

MARINE CORPS LEOSA 926C CREDENTIAL



IN ORDER FOR THE NAMED INDIVIDUAL TO CARRY A CONCEALED WEAPON, PURSUANT TO SECTION 926C OF TITLE 18, UNITED STATES CODE, THIS CARD MUST BE ACCOMPANIED BY A CURRENT (WITHIN THE MOST RECENT 12 MONTHS) FIREARMS QUALIFICATION CERTIFICATION FROM THE INDIVIDUAL'S STATE OF RESIDENCE. THE NAMED INDIVIDUAL SHALL NOT CARRY A FIREARM WHILE UNDER THE INFLUENCE OF ALCOHOL OR ANOTHER INTOXICATION OR HALLUCINATORY DRUG OR SUBSTANCE, AND SHALL NOT BE PROHIBITED BY FEDERAL LAW FROM RECEIVING A FIREARM.

IF FOUND, DROP IN MAILBOX. POSTMASTER, POSTAGE GUARANTEED.

RETURN TO:

HEADQUARTERS MARINE CORPS
SECURITY DIVISION, LAW ENFORCEMENT AND CORRECTIONS BRANCH
PENTAGON, ROOM 4A324
WASHINGTON, DC 20380-1775