

**First Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-0537.01 Richard Sweetman x4333

**HOUSE BILL 13-1118**

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**HOUSE SPONSORSHIP**

**Rosenthal,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**  
Local Government

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING REQUIRING LAW ENFORCEMENT AGENCIES TO ISSUE**  
102                      **PHOTOGRAPHIC IDENTIFICATION TO CERTAIN RETIRED PEACE**  
103                      **OFFICERS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

On and after the effective date of the bill, if a law enforcement agency of the state has a policy, on the effective date of this act, of issuing photographic identification to peace officers who have retired from the agency, and the agency discontinues said policy after the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

effective date of this act, the agency shall continue to provide such photographic identification to peace officers who have retired from the agency if:

- ! The peace officer requests the identification;
- ! The peace officer retired from the law enforcement agency before the date upon which the agency discontinued the policy; and
- ! The peace officer is a qualified retired law enforcement officer, as defined in 18 U.S.C. sec. 926C (c).

The photographic identification shall satisfy certain provisions of federal law for the purpose of exempting the retired peace officer from state laws concerning the carrying of concealed firearms.

A law enforcement agency may charge a fee for issuing a photographic identification to a retired peace officer, which fee shall not exceed the direct and indirect costs assumed by the law enforcement agency in issuing the photographic identification.

A law enforcement agency of the state is not required to issue a photographic identification if the chief administrative officer of the agency elects not to do so.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, **add** 24-33.5-112 as  
3 follows:

4           **24-33.5-112. State law enforcement agencies to provide**  
5 **identification cards to retired peace officers upon request -**  
6 **definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
7 OTHERWISE REQUIRES:

8           (a) "LAW ENFORCEMENT AGENCY OF THE STATE" MEANS THE  
9 DEPARTMENT AND ANY AGENCY THAT EXISTS WITHIN THE DEPARTMENT  
10 ANDEMPLOYS AT LEAST ONE PEACE OFFICER, INCLUDING BUT NOT LIMITED  
11 TO THE COLORADO STATE PATROL CREATED IN PART 2 OF THIS ARTICLE,  
12 THE COLORADO BUREAU OF INVESTIGATION CREATED IN PART 4 OF THIS  
13 ARTICLE, AND THE DIVISION OF CRIMINAL JUSTICE CREATED IN PART 5 OF  
14 THIS ARTICLE.

1 (b) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER  
2 DESCRIBED IN SECTION 16-2.5-102, C.R.S.

3 (c) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
4 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C  
5 (d).

6 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF A LAW  
7 ENFORCEMENT AGENCY OF THE STATE HAS A POLICY, ON THE EFFECTIVE  
8 DATE OF THIS ACT, OF ISSUING PHOTOGRAPHIC IDENTIFICATION TO PEACE  
9 OFFICERS WHO HAVE RETIRED FROM THE AGENCY, AND THE AGENCY  
10 DISCONTINUES SAID POLICY AFTER THE EFFECTIVE DATE OF THIS ACT, THE  
11 AGENCY SHALL CONTINUE TO PROVIDE SUCH PHOTOGRAPHIC  
12 IDENTIFICATION TO PEACE OFFICERS WHO HAVE RETIRED FROM THE  
13 AGENCY IF:

14 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;

15 (b) THE PEACE OFFICER RETIRED FROM THE LAW ENFORCEMENT  
16 AGENCY BEFORE THE DATE UPON WHICH THE AGENCY DISCONTINUED THE  
17 POLICY; AND

18 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
19 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

20 (3) A LAW ENFORCEMENT AGENCY OF THE STATE MAY CHARGE A  
21 FEE FOR ISSUING A PHOTOGRAPHIC IDENTIFICATION TO A RETIRED PEACE  
22 OFFICER PURSUANT TO SUBSECTION (2) OF THIS SECTION, WHICH FEE SHALL  
23 NOT EXCEED THE DIRECT AND INDIRECT COSTS ASSUMED BY THE AGENCY  
24 IN ISSUING THE PHOTOGRAPHIC IDENTIFICATION.

25 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
26 CONTRARY, A LAW ENFORCEMENT AGENCY OF THE STATE SHALL NOT BE  
27 REQUIRED TO ISSUE A PHOTOGRAPHIC IDENTIFICATION TO A PARTICULAR

1 PEACE OFFICER IF THE CHIEF ADMINISTRATIVE OFFICER OF THE AGENCY  
2 ELECTS NOT TO DO SO. ■■■

3 SECTION 2. In Colorado Revised Statutes, add 24-31-109 as  
4 follows:

5 24-31-109. Attorney general to provide identification cards to  
6 retired peace officers upon request - definitions. (1) AS USED IN THIS  
7 SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

8 (a) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER  
9 DESCRIBED IN SECTION 16-2.5-102, C.R.S.

10 (b) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
11 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C  
12 (d).

13 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF THE  
14 DEPARTMENT OF LAW HAS A POLICY, ON THE EFFECTIVE DATE OF THIS ACT,  
15 OF ISSUING PHOTOGRAPHIC IDENTIFICATION TO PEACE OFFICERS WHO HAVE  
16 RETIRED FROM THE DEPARTMENT, AND THE DEPARTMENT DISCONTINUES  
17 SAID POLICY AFTER THE EFFECTIVE DATE OF THIS ACT, THE DEPARTMENT  
18 SHALL CONTINUE TO PROVIDE SUCH PHOTOGRAPHIC IDENTIFICATION TO  
19 PEACE OFFICERS WHO HAVE RETIRED FROM THE DEPARTMENT IF:

20 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;

21 (b) THE PEACE OFFICER RETIRED FROM THE DEPARTMENT OF LAW  
22 BEFORE THE DATE UPON WHICH THE DEPARTMENT DISCONTINUED THE  
23 POLICY; AND

24 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
25 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

26 (3) THE DEPARTMENT OF LAW MAY CHARGE A FEE FOR ISSUING A  
27 PHOTOGRAPHIC IDENTIFICATION TO A RETIRED PEACE OFFICER PURSUANT

1 TO SUBSECTION (2) OF THIS SECTION , WHICH FEE SHALL NOT EXCEED THE  
2 DIRECT AND INDIRECT COSTS ASSUMED BY THE DEPARTMENT IN ISSUING  
3 THE PHOTOGRAPHIC IDENTIFICATION.

4 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
5 CONTRARY, THE DEPARTMENT OF LAW SHALL NOT BE REQUIRED TO ISSUE  
6 A PHOTOGRAPHIC IDENTIFICATION TO A PARTICULAR PEACE OFFICER IF THE  
7 ATTORNEY GENERAL ELECTS NOT TO DO SO.

8 **SECTION 3.** In Colorado Revised Statutes, **add** 30-10-524 as  
9 follows:

10 **30-10-524. Sheriff to provide identification cards to retired**  
11 **peace officers upon request - definitions.** (1) AS USED IN THIS SECTION,  
12 UNLESS THE CONTEXT OTHERWISE REQUIRES:

13 (a) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER  
14 DESCRIBED IN SECTION 16-2.5-102, C.R.S.

15 (b) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
16 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C

17 (d).

18 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF A  
19 SHERIFF'S OFFICE HAS A POLICY, ON THE EFFECTIVE DATE OF THIS ACT, OF  
20 ISSUING PHOTOGRAPHIC IDENTIFICATION TO PEACE OFFICERS WHO HAVE  
21 RETIRED FROM THE SHERIFF'S OFFICE, AND THE SHERIFF'S OFFICE  
22 DISCONTINUES SAID POLICY AFTER THE EFFECTIVE DATE OF THIS ACT, THE  
23 SHERIFF'S OFFICE SHALL CONTINUE TO PROVIDE SUCH PHOTOGRAPHIC  
24 IDENTIFICATION TO PEACE OFFICERS WHO HAVE RETIRED FROM THE  
25 SHERIFF'S OFFICE IF:

26 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;

27 (b) THE PEACE OFFICER RETIRED FROM THE SHERIFF'S OFFICE

1 BEFORE THE DATE UPON WHICH THE SHERIFF'S OFFICE DISCONTINUED THE  
2 POLICY; AND

3 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
4 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

5 (3) THE SHERIFF'S OFFICE MAY CHARGE A FEE FOR ISSUING A  
6 PHOTOGRAPHIC IDENTIFICATION TO A RETIRED PEACE OFFICER PURSUANT  
7 TO SUBSECTION (2) OF THIS SECTION, WHICH FEE SHALL NOT EXCEED THE  
8 DIRECT AND INDIRECT COSTS ASSUMED BY THE SHERIFF'S OFFICE IN  
9 ISSUING THE PHOTOGRAPHIC IDENTIFICATION.

10 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
11 CONTRARY, A SHERIFF'S OFFICE SHALL NOT BE REQUIRED TO ISSUE A  
12 PHOTOGRAPHIC IDENTIFICATION TO A PARTICULAR PEACE OFFICER IF THE  
13 SHERIFF ELECTS NOT TO DO SO.

14 **SECTION 4.** In Colorado Revised Statutes, **add** 31-30-106 as  
15 follows:

16 **31-30-106. Police to provide identification cards to retired**  
17 **peace officers upon request - definitions.** (1) AS USED IN THIS SECTION,  
18 UNLESS THE CONTEXT OTHERWISE REQUIRES:

19 (a) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER  
20 DESCRIBED IN SECTION 16-2.5-102, C.R.S.

21 (b) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
22 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C  
23 (d).

24 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF A POLICE  
25 DEPARTMENT OF A CITY OR TOWN HAS A POLICY, ON THE EFFECTIVE DATE  
26 OF THIS ACT, OF ISSUING PHOTOGRAPHIC IDENTIFICATION TO PEACE  
27 OFFICERS WHO HAVE RETIRED FROM THE POLICE DEPARTMENT, AND THE

1 POLICE DEPARTMENT DISCONTINUES SAID POLICY AFTER THE EFFECTIVE  
2 DATE OF THIS ACT, THE POLICE DEPARTMENT SHALL CONTINUE TO PROVIDE  
3 SUCH PHOTOGRAPHIC IDENTIFICATION TO PEACE OFFICERS WHO HAVE  
4 RETIRED FROM THE POLICE DEPARTMENT IF:

5 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;

6 (b) THE PEACE OFFICER RETIRED FROM THE POLICE DEPARTMENT  
7 BEFORE THE DATE UPON WHICH THE POLICE DEPARTMENT DISCONTINUED  
8 THE POLICY; AND

9 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
10 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

11 (3) THE POLICE DEPARTMENT MAY CHARGE A FEE FOR ISSUING A  
12 PHOTOGRAPHIC IDENTIFICATION TO A RETIRED PEACE OFFICER PURSUANT  
13 TO SUBSECTION (2) OF THIS SECTION , WHICH FEE SHALL NOT EXCEED THE  
14 DIRECT AND INDIRECT COSTS ASSUMED BY THE POLICE DEPARTMENT IN  
15 ISSUING THE PHOTOGRAPHIC IDENTIFICATION.

16 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
17 CONTRARY, A POLICE DEPARTMENT SHALL NOT BE REQUIRED TO ISSUE A  
18 PHOTOGRAPHIC IDENTIFICATION TO A PARTICULAR PEACE OFFICER IF THE  
19 CHIEF ADMINISTRATIVE OFFICER OF THE POLICE DEPARTMENT ELECTS NOT  
20 TO DO SO.

21 **SECTION 5.** In Colorado Revised Statutes, **add** 23-5-142 as  
22 follows:

23 **23-5-142. Institution law enforcement agencies to provide**  
24 **identification cards to retired peace officers upon request -**  
25 **definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
26 OTHERWISE REQUIRES:

27 (a) "LAW ENFORCEMENT AGENCY OF AN INSTITUTION OF HIGHER

1 EDUCATION" MEANS AN AGENCY WITHIN AN INSTITUTION OF HIGHER  
2 EDUCATION DESCRIBED IN THIS TITLE THAT EMPLOYS AT LEAST ONE PEACE  
3 OFFICER.

4 (b) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER  
5 DESCRIBED IN SECTION 16-2.5-102, C.R.S.

6 (c) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
7 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C  
8 (d).

9 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF A LAW  
10 ENFORCEMENT AGENCY OF AN INSTITUTION OF HIGHER EDUCATION HAS A  
11 POLICY, ON THE EFFECTIVE DATE OF THIS ACT, OF ISSUING PHOTOGRAPHIC  
12 IDENTIFICATION TO PEACE OFFICERS WHO HAVE RETIRED FROM THE  
13 AGENCY, AND THE AGENCY DISCONTINUES SAID POLICY AFTER THE  
14 EFFECTIVE DATE OF THIS ACT, THE AGENCY SHALL CONTINUE TO PROVIDE  
15 SUCH PHOTOGRAPHIC IDENTIFICATION TO PEACE OFFICERS WHO HAVE  
16 RETIRED FROM THE AGENCY IF:

17 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;

18 (b) THE PEACE OFFICER RETIRED FROM THE LAW ENFORCEMENT  
19 AGENCY BEFORE THE DATE UPON WHICH THE AGENCY DISCONTINUED THE  
20 POLICY; AND

21 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
22 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

23 (3) A LAW ENFORCEMENT AGENCY OF AN INSTITUTION OF HIGHER  
24 EDUCATION MAY CHARGE A FEE FOR ISSUING A PHOTOGRAPHIC  
25 IDENTIFICATION TO A RETIRED PEACE OFFICER PURSUANT TO SUBSECTION  
26 (2) OF THIS SECTION, WHICH FEE SHALL NOT EXCEED THE DIRECT AND  
27 INDIRECT COSTS ASSUMED BY THE AGENCY IN ISSUING THE PHOTOGRAPHIC



1 IDENTIFICATION.

2 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
3 CONTRARY, A LAW ENFORCEMENT AGENCY OF AN INSTITUTION OF HIGHER  
4 EDUCATION SHALL NOT BE REQUIRED TO ISSUE A PHOTOGRAPHIC  
5 IDENTIFICATION TO A PARTICULAR PEACE OFFICER IF THE CHIEF  
6 ADMINISTRATIVE OFFICER OF THE AGENCY ELECTS NOT TO DO SO.

7 **SECTION 6.** In Colorado Revised Statutes, **add** 17-1-115.2 as  
8 follows:

9 **17-1-115.2. Correctional law enforcement agencies to provide**  
10 **identification cards to retired peace officers upon request -**  
11 **definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
12 OTHERWISE REQUIRES:

13 (a) "LAW ENFORCEMENT AGENCY OF THE DEPARTMENT" MEANS  
14 THE DEPARTMENT AND ANY AGENCY WITHIN THE DEPARTMENT THAT  
15 EMPLOYS AT LEAST ONE PEACE OFFICER.

16 (b) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER  
17 DESCRIBED IN SECTION 16-2.5-102, C.R.S.

18 (c) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
19 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C

20 (d).

21 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF A LAW  
22 ENFORCEMENT AGENCY OF THE DEPARTMENT HAS A POLICY, ON THE  
23 EFFECTIVE DATE OF THIS ACT, OF ISSUING PHOTOGRAPHIC IDENTIFICATION  
24 TO PEACE OFFICERS WHO HAVE RETIRED FROM THE AGENCY, AND THE  
25 AGENCY DISCONTINUES SAID POLICY AFTER THE EFFECTIVE DATE OF THIS  
26 ACT, THE AGENCY SHALL CONTINUE TO PROVIDE SUCH PHOTOGRAPHIC  
27 IDENTIFICATION TO PEACE OFFICERS WHO HAVE RETIRED FROM THE

1 AGENCY IF:

2 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;

3 (b) THE PEACE OFFICER RETIRED FROM THE LAW ENFORCEMENT  
4 AGENCY BEFORE THE DATE UPON WHICH THE AGENCY DISCONTINUED THE  
5 POLICY; AND

6 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
7 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

8 (3) A LAW ENFORCEMENT AGENCY OF THE DEPARTMENT MAY  
9 CHARGE A FEE FOR ISSUING A PHOTOGRAPHIC IDENTIFICATION TO A  
10 RETIRED PEACE OFFICER PURSUANT TO SUBSECTION (2) OF THIS SECTION,  
11 WHICH FEE SHALL NOT EXCEED THE DIRECT AND INDIRECT COSTS ASSUMED  
12 BY THE AGENCY IN ISSUING THE PHOTOGRAPHIC IDENTIFICATION.

13 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
14 CONTRARY, A LAW ENFORCEMENT AGENCY OF THE DEPARTMENT SHALL  
15 NOT BE REQUIRED TO ISSUE A PHOTOGRAPHIC IDENTIFICATION TO A  
16 PARTICULAR PEACE OFFICER IF THE CHIEF ADMINISTRATIVE OFFICER OF  
17 THE AGENCY ELECTS NOT TO DO SO.

18 **SECTION 7.** In Colorado Revised Statutes, **add** 24-35-119 as  
19 follows:

20 **24-35-119. Law enforcement agencies of department to**  
21 **provide identification cards to retired peace officers upon request -**  
22 **definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
23 OTHERWISE REQUIRES:

24 (a) "LAW ENFORCEMENT AGENCY OF THE DEPARTMENT" MEANS  
25 THE DEPARTMENT OF REVENUE AND ANY AGENCY WITHIN THE  
26 DEPARTMENT OF REVENUE THAT EMPLOYS AT LEAST ONE PEACE OFFICER.

27 (b) "PEACE OFFICER" MEANS A PEACE OFFICER DESCRIBED IN

1 SECTION 16-2.5-101, 16-2.5-121, 16-2.5-122, 16-2.5-123, 16-2.5-124,  
2 16-2.5-124.5, 16-2.5-125, OR 16-2.5-126.

3 (c) "PHOTOGRAPHIC IDENTIFICATION" MEANS A PHOTOGRAPHIC  
4 IDENTIFICATION THAT SATISFIES THE DESCRIPTION AT 18 U.S.C. SEC. 926C  
5 (d).

6 (2) ON AND AFTER THE EFFECTIVE DATE OF THIS ACT, IF A LAW  
7 ENFORCEMENT AGENCY OF THE DEPARTMENT HAS A POLICY, ON THE  
8 EFFECTIVE DATE OF THIS ACT, OF ISSUING PHOTOGRAPHIC IDENTIFICATION  
9 TO PEACE OFFICERS WHO HAVE RETIRED FROM THE AGENCY, AND THE  
10 AGENCY DISCONTINUES SAID POLICY AFTER THE EFFECTIVE DATE OF THIS  
11 ACT, THE AGENCY SHALL CONTINUE TO PROVIDE SUCH PHOTOGRAPHIC  
12 IDENTIFICATION TO PEACE OFFICERS WHO HAVE RETIRED FROM THE  
13 AGENCY IF:

- 14 (a) THE PEACE OFFICER REQUESTS THE IDENTIFICATION;
- 15 (b) THE PEACE OFFICER RETIRED FROM THE LAW ENFORCEMENT  
16 AGENCY BEFORE THE DATE UPON WHICH THE AGENCY DISCONTINUED THE  
17 POLICY; AND
- 18 (c) THE PEACE OFFICER IS A QUALIFIED RETIRED LAW  
19 ENFORCEMENT OFFICER, AS DEFINED IN 18 U.S.C. SEC. 926C (c).

20 (3) A LAW ENFORCEMENT AGENCY OF THE DEPARTMENT MAY  
21 CHARGE A FEE FOR ISSUING A PHOTOGRAPHIC IDENTIFICATION TO A  
22 RETIRED PEACE OFFICER PURSUANT TO SUBSECTION (2) OF THIS SECTION,  
23 WHICH FEE SHALL NOT EXCEED THE DIRECT AND INDIRECT COSTS ASSUMED  
24 BY THE AGENCY IN ISSUING THE PHOTOGRAPHIC IDENTIFICATION.

25 (4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
26 CONTRARY, A LAW ENFORCEMENT AGENCY OF THE DEPARTMENT SHALL  
27 NOT BE REQUIRED TO ISSUE A PHOTOGRAPHIC IDENTIFICATION TO A

1 PARTICULAR PEACE OFFICER IF THE CHIEF ADMINISTRATIVE OFFICER OF  
2 THE AGENCY ELECTS NOT TO DO SO.

3           **SECTION 8. Act subject to petition - effective date.** This act  
4 takes effect at 12:01 a.m. on the day following the expiration of the  
5 ninety-day period after final adjournment of the general assembly (August  
6 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a  
7 referendum petition is filed pursuant to section 1 (3) of article V of the  
8 state constitution against this act or an item, section, or part of this act  
9 within such period, then the act, item, section, or part will not take effect  
10 unless approved by the people at the general election to be held in  
11 November 2014 and, in such case, will take effect on the date of the  
12 official declaration of the vote thereon by the governor.