



Texas Military Department

DIRECTIVE

NUMBER 5210.01
FEB. 11 2022

NGTX-JOA

SUBJECT: Privately Owned Firearms

Reference. See Enclosure 1

1. PURPOSE. To ensure the safety of all personnel and members of the public, who work at, or use Texas Military Department (TMD) facilities and establish policy with regard to Personally Owned Firearms (POFs). This directive supersedes TMD Directive 5210.01, Privately Owned Firearms, dated 11 October 2021.

2. APPLICABILITY AND SCOPE. This issuance applies to all TMD employees, civilian, visitors, contractors, and service members of all other military service components while on any TMD installation or facility.

3. DEFINITIONS. N/A

4. POLICY.

a. Pursuant to the Texas Firearm Carry Act of 2021, anyone twenty-one (21) years of age and older may possess a handgun on their person or in a properly secured vehicle while on TMD state installations or facilities. This authorization encompasses all buildings and property under the control of TMD, if not otherwise prohibited under Federal or State law.

b. Pursuant to Texas Government Code, Chapter 411.171, Subchapter H, anyone who is at least eighteen (18) years of age but not yet twenty-one (21) years of age is eligible to carry a handgun on their person in buildings or on property under the control of TMD, provided they possess a license to carry a handgun. This authorization encompasses all buildings and property under the control of TMD, if not otherwise prohibited by Federal and State law.

c. Pursuant to Texas Penal Code sections 30.06 and 30.07, open carry is prohibited in designated and identified restricted areas.

d. This directive does not, under any circumstances, grant further authority beyond the conditions contained within state law. This directive does not apply or authorize the carry of POFs on federally owned, operated, or controlled property including Armed Forces Readiness Centers controlled by the U.S. Army Reserves and TMD.

e. Recognized law enforcement authorities who routinely carry an authorized job-related weapon as part of their assigned duties are permitted to carry their weapon onto TMD installations and facilities when in the execution of their official duties. Off-duty law enforcement authorities are allowed to carry their weapon consistent with their departmental policies.

5. RESPONSIBILITIES. For safety and security purposes, it is both highly recommended and a best practice that persons who carry a POF do so without a chambered round of ammunition. The following are responsibilities regarding POFs on all TMD installations and facilities:

a. The handgun must remain on your person or properly secured at all times. All requirements stipulated by Texas Government Code, Chapter 411.171, Subchapter H must be followed.

b. TMD members are not permitted to carry a POF when they are also carrying a military issued weapon, while on field training exercises, or when otherwise restricted in the course of normal duties or mission support.

c. Military service members will adhere to uniform standards, which prohibit the open carry of POFs while in uniform.

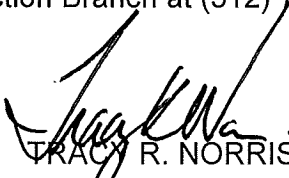
d. Individuals who carry POFs will be held personally liable for any negligent and wrongful acts including bodily injury, property damage, and other losses, liabilities, costs and expenses.

6. INFORMATION REQUIREMENTS. Supports state and federal law.

7. RELEASABILITY. Unlimited

8. EFFECTIVE DATE. This directive is effective until rescinded or superseded.

9. POINT OF CONTACT. J34 Force Protection Branch at (512) 782-5533.


TRACY R. NORRIS
Major General, TXARNG
Adjutant General

DISTRIBUTION:

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Enclosure

References:

Texas Government Code, Chapter 411.171, Subchapter H

Texas Government Code, Section 437.054

Texas Penal Code, Section 30.06

Texas Penal Code, Section 30.07

Texas Penal Code, Section 46.035

DoD Directive 5210.56, Arming and the Use of Force, dated 18 November 2016

AR 190-11, Physical Security of Arms, Ammunition and Explosives, dated 17 January 2019

AR 190-13, The Army Physical Security Program, 27 June 2019

AR 190-56, The Army Civilian Police and Security Guard Program, 15 March 2013

AR 525-13, Antiterrorism, dated 17 February 2017

AFGM to AFI 10-245, Antiterrorism, dated 17 July 2017

AFI 31-117, Arming and Use of Force by Air Force Personnel, dated 01 February 2016