



TEXAS MILITARY DEPARTMENT  
POST OFFICE BOX 5218  
AUSTIN, TEXAS 78763-5218  
512-782-5001

NGTX-JOB

17 December 2015

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: (JFTX P15-08) Personally Owned Firearms Policy

1. References.

- a. Texas Government Code, Chapter 411, Subchapter H
- b. Texas Penal Code, Section 46.035
- c. Texas Labor Code, Section 52.063

2. Applicability. This policy applies to Texas Military Department (TMD) employees, civilian visitors, contractors, members of the National Guard of other states and other military service component members while on any TMD installation or facility.

3. Purpose. This policy is to ensure the safety of all personnel and members of the public, who work at, or use TMD facilities. In order to carry out this responsibility, this memorandum establishes the policy with regard to personally owned firearms (POFs). This policy memorandum supersedes numbered memorandum JFTX P13-03, Adjutant General's Policy on Privately Owned Weapons, dated 4 February 2013.

4. Policy.

a. Pursuant to Texas Government Code, Chapter 411, Subchapter H, anyone issued a license to carry (LTC) a handgun, recognized and valid in the state of Texas, may possess a handgun on their person while on TMD installations or facilities. This authorization encompasses all buildings and property under the control of the TMD.

b. This policy does not, under any circumstance, grant further authority to LTC handgun holders beyond the conditions contained within state law. This policy 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.

c. Recognized law enforcement authorities who routinely carry an authorized job-related weapon as part of their assigned duties are permitted to carry their weapons 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.

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d. For safety and security purposes, the following procedures regarding POFs are implemented on all TMD installations and facilities:

(1) The handgun must remain on your person or properly secured. All requirements stipulated by Texas Government Code, Chapter 411, Subchapter H must be followed.

(2) TMD members are not permitted to carry a POF when they are also carrying a military issued weapon.


(3) Military service members will adhere to uniform standards which prohibit the open carry of POFs while in uniform.

(4) 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.

5. This policy is effective January 1, 2016 in accordance with Texas Government Code, Chapter 411, Subchapter H. This policy will remain in effect for two years from the effective date unless otherwise revoked, rescinded or superseded.

6. Point of contact for this policy is the J3/4 Anti-Terrorism Force Protection at 512-782-5172.

Encl  
as

  
JOHN F. NICHOLS  
Major General, TXANG  
Adjutant General

DISTRIBUTION:

A  
KATHERINE MCBROWN  
CW3, SIG - POLICY  
SIG - POLICY

