

III Corps & FH Reg 190-11

Military Police

Weapons

Headquarters
III Corps and Fort Hood
Fort Hood, Texas 76544
22 May 2012

UNCLASSIFIED

SUMMARY of CHANGE:

III Corps & FH Reg 190-11
Weapons

This issue dated 22 May 2012-

- Includes the Commanding Generals Policy Letter (CG-02) guidance to declare firearms at Installation Access Control Points prior to installation entry. (Paragraph 5d)
- Clarifies requirements when transporting firearms in pick-up trucks (Paragraph 5d)
- Corrects locations where firearms can be registered on the installation (Paragraph 3a)

Military Police
Weapons

History. This publication is a major revision. Portions affected by this revision are listed in the summary of change.

Summary. This regulation prescribes requirements for registration, transportation, and possession of weapons on Fort Hood.

Applicability. This regulation applies to all military personnel, government employees, and all civilians, including Family Members, who store, possess, or use a weapon on Fort Hood. This regulation does not apply to government owned weapons used in conjunction with official duties in compliance with applicable military regulations.

Supplementation. Supplementation of this regulation is prohibited without prior approval from the Directorate of Emergency Services (DES).

Suggested Improvements. The proponent of this regulation is the DES. Send comments and suggested improvements to the Directorate of Human Resources. ATTN: IMWE-HOD-ESP, Fort Hood, Texas, 76544-5000.

FOR THE COMMANDER:

JOSEPH M. MARTIN
Colonel, GS
Chief of Staff

Official:



CHARLES E. GREEN, SR.
Director, Human
Resources

DISTRIBUTION:
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Contents

Overview • 1, page 1

Purpose • 1a, page 1

Abbreviations and Terms • 1b, page 1

References • 1c, page 1

*Supersedes III Corps and Fort Hood Regulation 190-11 dated 15 March 2010

Applicability • 1d, page 1
Authority • 1e, page 2
Penalty • 1f, page 2

Responsibilities • 2, page 3

Security and Storage • 2a, page 3
Unauthorized Weapons • 2b, page 3
Procedures • 2c, page 3

Registration Requirements for Firearms • 3, page 4

Procedures and Documentation • 3a, page 4
Registration by Spouses • 3b, page 5
Registration Cancellation • 3c, page 6

Storage Requirements for Weapons (Clubs and Illegal Knives) and Registered Firearms • 4, page 6

Troops Billets and Transient Quarters • 4a, page 6
Quarters • 4b, page 6
Prohibitions • 4c, page 7

Transportation and Possession of Weapons (Firearms, Handguns, Clubs, Illegal Knives) • 5, page 7

Documentation • 5a, page 7
Age Limits • 5b, page 7
Authorized Activities • 5c, page 7
Transportation by Vehicle • 5d, page 8
Transportation by Person • 5e, page 9

Texas Concealed Handgun Law • 6, page 9

Restrictions • 6a, page 9
Violations by Military Personnel • 6b, page 9
Violations by Government Employees and Other Civilians • 6c, page 9

Prohibitions • 7, page 10

Prohibited Weapons • 7a, page 10
Discharging Firearms and Other Weapons (Air Guns, Bow and Arrows, Cross Bows)
• 7b, page 10

Appendixes

A. References • page 12
B. Fact Sheet • page 14

Figures List

B-1. Fact Sheet for Registration and Transportation of Weapons • page 15

Glossary • page 16

OVERVIEW

1

Purpose

This regulation specifies Fort Hood's requirements for:

- Registration.
- Transportation.
- Storage.
- Possession of weapons.

1a

Abbreviations and terms

Abbreviations and terms used in this regulation are explained in the glossary.

1b

References

Required and related publications and prescribed and referenced forms are listed in appendix A.

1c

Applicability

This regulation applies to all military personnel, government employees, and all civilians, including Family Members, who store, possess, or use a weapon on Fort Hood for an authorized purpose (e.g. hunting, marksmanship or display).

This regulation does not apply to government-owned weapons used in conjunction with official duties in compliance with applicable military regulations.

The only exceptions are those specifically set forth in this regulation as follows:

- Peace officers.
- Parole officers.
- Community supervisions and corrections department officers.
- Judge or justice of the supreme court, the court of criminal appeals, a district court, a criminal district court, a constitutional county court, a statutory county court, a justice court, or a municipal court.
- Uniformed part time or reserve peace officers who may carry their duty firearm and club, concealed or exposed, while traveling to and from their place of employment as a peace officer.

(continued on next page)

**Applicability
(continued)**

- Commissioned uniformed security officers who may carry their duty firearm and club in plain view in the performance of their duties or traveling to and from their place of employment.
- Persons traveling on or through Fort Hood who do not enter an access control point (ACP) (traveling on Maxdale Road, Shell Mountain Road, etc.) and do not stop to conduct any activity within installation boundaries.

Persons prohibited from possessing a firearm under state or federal law (Lautenberg Amendment, felony convictions, etc.) may not possess nor register a firearm on the installation.

When a firearm is authorized to be worn exposed, the official badge of the employing agency will be conspicuously displayed and visible to the casual observer.

1d

Authority

The Federal Assimilative Crimes Act, 18 United States Code (USC) Section 13, makes the Texas Penal Code applicable to persons on Fort Hood.

- Unless specifically stated, this regulation does not preempt the Texas Penal Code.

1e

Penalty

Military personnel who fail to comply with chapters 3 through 7 of this regulation are subject to judicial or nonjudicial action under the Uniform Code of Military Justice (UCMJ), or appropriate administrative action.

Government employees and civilians who violate blocks 3 through 7 of this regulations may be subject to prosecution in the United States Magistrate Court, barred from post, referred to civilian authorities, or subject to disciplinary and administrative action according to appropriate civilian personnel regulations.

Weapons used, possessed, transported, or stored in violation of this regulation may be permanently confiscated.

1f

RESPONSIBILITIES

2

Security and storage

Commanders:

- Secure weapons and ammunition in locked containers separate from military arms, ammunition, and explosives (AA&E).
- Comply with storage requirements of Army Regulation (AR) 190-11 (Physical Security of Arms, Ammunition, and Explosives) and Fort Hood Circular 190-8-3 (Administration and Management of Physical Security).
- Provide DOD military personnel a place to store privately owned weapons, 24 hours per day.
- Use procedures in AR 710-2 (Supply Policy Below Wholesale Level) to account for and inventory all weapons and ammunition.
- Post on unit bulletin boards applicable local regulations, state law, and local law regarding weapons and ammunition.
- Comply with AR 190-13 (The Army Physical Security Program), AR 190-11, and Fort Hood Circular 190-8-3 to ensure proper storage and control.

2a

Unauthorized weapons

Process unauthorized privately owned weapons according to AR 195-5 (Evidence Procedures).

2b

Procedures

Brief personnel on this regulation and subordinate command guidance when guidance or regulations change, or when personnel are newly assigned.

- Establish procedures to require written permission from the commander to withdraw weapons and ammunition from arms rooms.

Written permission includes the activity authorized for withdrawing the weapon and/or ammunition and the time and date the item must be returned to the arms room.

2c

REGISTRATION REQUIREMENTS FOR FIREARMS

3

Procedures and documen- tation

Service Members assigned to Fort Hood and that live on the installation will register all firearms with the Directorate of Emergency Services (DES) including those owned or possessed by their dependents.

Registration is required for firearms only. Firearms are defined as:

"Any device designed, made, or adapted to expel a projectile through a barrel by using energy generated by an explosive or burning substance or any device readily convertible to that use. The term includes "handguns." An antique "firearm" is any firearm manufactured prior to 1899 and is subject to the same rules as any other firearm, to include any firearm that is loaded only through the muzzle."

All firearms entering Fort Hood must be registered with the DES. (Exceptions for on duty security guards and police are listed in paragraph 1d.)

Firearms can be registered at the Marvin Leath Visitor Welcome Center (MLVWC) 24 hours per day, 7 days a week.

Soldiers in the rank of Staff Sergeant and below are required to obtain approval from the unit commander.

Newly assigned Soldiers (SSG and below) in possession of assignment orders may receive a temporary weapons registration (not to exceed 5 working days) pending Commander's approval.

Soldiers (SSG and below) that purchase a firearm (on weekends and Holidays) may receive a temporary weapons registration (not to exceed 3 working days) pending Commander's approval.

Once the Commander has signed the weapon registration form the Soldier will return to the DES to register their weapon.

Soldiers in the rank of Sergeant First Class and above are not required to obtain approval of the unit commander and must register their firearm immediately, prior to entering the installation.

(continued on next page)

**Procedures
and
document-
ation
(continued)**

To register a firearm, submit:

Fort Hood Form 190-19 (Privately Owned Firearms Registration) to the (DES), to either the MLVWC or Police Desk Section.

- Get Fort Hood Form 190-19 from the Phantom Clerk Website at http://www.hood.army.mil/dhr/announcements_page.htm
-
- Full identification of the firearm described on FH Form 190-19 includes:
 - Make
 - Model
 - Caliber
- Serial number (if any)
- A locally engraved serial number is not required; however, it is highly recommended for firearms without serial numbers.
- Copies of Fort Hood Form 190-19 are distributed as follows:
 - Original stays in the DES file.
 - Registrant receives the first copy, which must remain with the firearm at all times.
 - Registrant's commander receives the second copy, if applicable.

Each registrant receives the fact sheet at figure B-1.

Do not bring the firearm to the MLVWC or police station unless specifically told to do so.

3a

**Registration
by spouses**

Spouses will register firearms if the sponsor is unavailable; however, all information on the Fort Hood Form 190-19 will refer to the sponsor.

The spouse must present a power of attorney to register a firearm on the sponsor's behalf.

3b

**Registration
cancellation**

The registrant or spouse will report to the DES, Crime Records Section to cancel the registration upon permanent removal, sale, or transfer of the registered firearm.

Registration may not be canceled more than ten days before permanent change of station (PCS), expiration term of service (ETS), or retirement.

Registration for Soldiers who will remain in the local Fort Hood area after leaving active military service may be transferred upon verification of information.

- Verification may be accomplished at any time upon presentation of clearing papers for separation (ETS, retirement, or terminal leave).

3c

STORAGE REQUIREMENTS FOR WEAPONS (CLUBS AND ILLEGAL KNIVES) AND REGISTERED FIREARMS

4

**Troop billets
and
transient
quarters**

Military personnel who reside in troop billets or transient quarters shall immediately store firearms and weapons in the unit arms room.

Secure weapons in locked containers separated from the military AA&E, according to AR 190-11, or store off the installation.

Weapons shall remain secured except when signed out for authorized purposes and must be cleaned only in an area designated by the unit commander.

4a

Quarters

Firearms can be stored in Family housing, bachelor officers' quarters (BOQ), or bachelor enlisted quarters (BEQ) by authorized occupants.

Commanders may require that firearms be stored in the unit arms room.

Weapons other than firearms may be stored in assigned Family housing, BOQ, or BEQ according to restrictions specified in this regulation.

4b

Prohibitions	Do <u>not</u> store weapons in: <ul style="list-style-type: none"> • Automobiles • Troop billets • Offices • Transient quarters • Another’s government furnished quarters except by military personnel, civilians, or Family Members visiting assigned personnel, and then only after compliance with registration requirements specified in paragraph 3a. 	4c
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TRANSPORTATION AND POSSESSION OF WEAPONS (FIREARMS, HANDGUNS, CLUBS, ILLEGAL KNIVES) 5

Documen- tation	All persons transporting firearms subject to registration requirements will carry Fort Hood Form 190-19.	5a
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Age limits	Firearms shall <u>not</u> be carried, possessed, transported, or used by any person under 18 years of age unless accompanied by an adult. Hunters will follow age limits according to Fort Hood Regulation 210-25 (Hunting, Fishing, and Natural Resources Conservation) and the (Directorate of Family and Morale, Welfare, and Recreation (DFMWR) Hunt Guide.	5b
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Authorized activities	Weapons in the custody of a person or in a vehicle (as specified in paragraphs 5d and 5e) may be transported on Fort Hood under the following conditions: <ul style="list-style-type: none"> • Permanent or temporary removal from Fort Hood due to transfer, sale, or repair. • Transportation from on or off-post storage area to on-post location of legal activities such as: <ul style="list-style-type: none"> • Hunting • Target shooting 	
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Authorized Activities (continued)

-
- Performing duties as a member of and related to the Cattlemen's Association.
Other authorized sporting events in which the weapon is used in connection with competition or as part of a legitimate display.
 - Transportation from place of purchase or acquisition to an authorized storage area.
 - Traveling through Fort Hood from an off-post location to another off-post location (example: Killeen to Gatesville via Fort Hood).
 - Traveling to Fort Hood for any other lawful or authorized purpose.

5c

Transportation by vehicle

All personnel bringing a Privately Owned Firearm (POF) on Fort Hood must enter through an Access Control Point (ACP), declare that they are bringing a POF on post and state the reason they are doing so to ACP personnel. Personnel must also declare possession of firearms to officials upon being directed to an ACP inspection area, being stopped by law enforcement officials, or for any other checkpoint or inspection operation.

When authorized by paragraph 5c, carry all weapons in vehicles by one of the following methods:

- In the trunk compartment of the vehicle.
- In the storage area of cars without trunks, out of immediate reach of the driver and all passengers
- In a locked box or container designed to secure firearms within the passenger compartment.
- Carry weapons transported in **pickup trucks**:
- Behind the seat. in storage areas, out of the immediate reach of driver and all passengers.
- In a window-mounted weapons rack (long barrel rifles and shotguns only).
- In a secured, bed-mounted tool box.
- In circumstances where there are multiple occupants and

**Transportation
by vehicle
(continued)**

multiple firearms being transported in one vehicle, firearms can be transported in the unsecured bed of pick-up trucks. Firearms will not be left unattended.

- Under no circumstances will firearms be loaded when being transported by vehicle. Ammunition will be removed from the firearm and stored separately at all times.

5d

**Transportation
by person**

When authorized according to paragraph 5c, firearms transported by person must be carried in a closed case or container, and must be unloaded when not engaged in authorized hunting, target practice, or other activity which permits the use of weapons.

When engaged in an activity that permits carrying a loaded firearm, the firearm will be carried openly or in a holster or case as appropriate for the type of firearm.

5e

TEXAS CONCEALED HANDGUN LAW

6

Restrictions

Military personnel, government employees, and civilians authorized and licensed by the State of Texas to carry a concealed handgun according to the Texas Concealed Handgun Law cannot carry a concealed handgun anywhere within the boundaries of Fort Hood.

According to AR 190-14 (Carrying of Firearms and the Use of Force for Law Enforcement and Security Duties), the Director, Emergency Services is authorized to establish a separate CHL/Firearms policy for DES and Criminal Investigation Division personnel.

6a

**Violations by
military
personnel**

Violations of the restriction in paragraph 6a by military personnel is a violation of Article 92, UCMJ (Failure to Obey Order or Regulation), to wit: Fort Hood Regulation 190-11.

6b

**Violations by
Government
employees
and other
civilians**

Violations of paragraph 6 by government employees and civilians is a violation of 18 USC, Section 1382, Criminal Trespass with the Intent to Violate Fort Hood Regulation 190-11.

6c

PROHIBITIONS

7

Prohibited weapons

Military personnel, government employees, or civilians shall not possess or use the following weapons on Fort Hood:

- Any fully automatic weapon
- Any rifle with a barrel length of less than 16 inches or a shotgun with a barrel length of less than 18 inches, or any weapon made from a shotgun or rifle, if, as altered, it has an overall length of less than 26 inches.
- A silencer for any weapon
- Explosive weapons
- Knuckles
- Any switchblade knife (or any knife with a blade over 5 ½ inches)
- Armor-piercing ammunition

7a**Discharging firearms and other weapons (air guns, bow and arrows, cross bows)**

Military personnel, government employees, or civilians will not fire or discharge any firearm, or other weapon:

- In housing and troop areas
- On, along, across, or at any roadway or street
- Highway
- Other vehicle route
- Installation boundaries
- In the direction of, in, or at any portion of:
 - Youth camps
 - Boy or Girl Scout camps
 - Recreational areas

(continued on next page)

**Discharging
firearms and
other weapons
(air guns,
bow and
arrows,
cross bows)
(continued)**

- Any area where troops or other personnel are present.
- From a vehicle, moving or stationary, except when in compliance with the hunting and fishing guidelines.
- Persons with disabilities will be allowed to fire from a vehicle if the requirements of Fort Hood Regulation 210-25 are met.
- Inside, into, or at any training area without prior clearance from Range Control or Hunt Control Office.
- Into, across, or at water surface except during legal waterfowl hunting or bow fishing.
- Within 330 yards (300 meters) of:
 - The landing strips at Robert Gray and Hood Army Airfields.
 - Maintained roads, reservation boundaries, and Camp Arrowhead, except as authorized on the guided rifle hunt.
 - Areas where troops are bivouacked, training, or maneuvering on Fort Hood (within 110 yards [110 meters]) if hunting with a shotgun).
- At any:
 - Sign
 - Structure
 - Vehicle
 - Edifice
 - Barrier
 - Light fixture or pole
 - Any other man-made object
 - Targets, except on authorized ranges.

7b

Appendix A References

Section 1 Required References

AR 190-11 (cited in para 2a and 4a)
Physical Security of Arms, Ammunition, and Explosives

AR 190-13 (cited in para 2a)
The Army Physical Security Program

AR 190-14 (cited in para 6a)
Carrying of Firearms and the Use of Force for Law Enforcement and Security Duties

AR 195-5 (cited in para 2b)
Evidence Procedures

AR 710-2 (cited in para 2a)
Supply Policy Below Wholesale Level

Article 92, UCMJ (cited in para 6b)
Failure to obey order or regulation

DFMWR Hunt Guide (cited in para 5b)

Fort Hood Circular 190-8-3 (cited in para 2a)
Administration and Management of Physical Security

Fort Hood Regulation 210-25 (cited in para 5b and 7b)
Hunting, Fishing, and Natural Resources Conservation

Federal Assimilative Crimes Act, 18 USC Section 13 (cited in para 1e)

Lautenberg Amendment (cited in para 1d, fig. B-1)

Texas Concealed Handgun Law (cited in para 6a, fig. B-1)

Section 76.0051, Texas Government Code (cited in the glossary)

18 USC, Section 1382 (cited in para 6c)

Texas Penal Code (cited in para 1e)

**Section II.
Related References**

This section not used.

**Section III.
Prescribed Forms**

FH Form 190-19 (prescribed in paras 3a and 5a)
Privately Owned Firearms Registration

**Section IIII.
Referenced Forms**

FH Form 1853
Fort Hood Distribution Scheme

Appendix B Fact Sheet

This fact sheet does not cover all requirements and exceptions. For more details, refer to Fort Hood Regulation 190-11.

1. Registration: Service members assigned to Fort Hood that live on the installation including those owned or possessed by their dependents are required to register all firearms with the Directorate of Emergency Services. Firearms can be registered at the MP Station located at building 23020 (58th Street between 761st Tank Battalion Avenue and Battalion Avenue) or at the Marvin Leath Visitor Welcome Center (MLVWC) no later than 5 working days after storing the firearm on Fort Hood.
2. Pending registration, Soldiers (living on post) will store firearms in the unit arms room.
3. Firearms, handguns, clubs, and illegal knives will not be carried on or about the person anywhere on Fort Hood unless engaged in activities identified in FH REG 190-11.
4. The Texas Concealed Handgun Law does not apply on Fort Hood. Concealed handguns are prohibited on Fort Hood.
5. Persons prohibited from possessing a firearm under state or federal law (Lautenberg Amendment, felony convictions, etc.) may not possess nor register a firearm on the installation.
6. Firearms may be transported in vehicles for the following reasons and by the most direct route:
 - a. Permanent or temporary removal from Fort Hood due to transfer, sale or repair.
 - b. Transportation from on and/or off- post storage location to on-post location for legal activities, such as, hunting or target shooting.
 - c. Performing duties as a member of the Cattlemen's Association.
 - d. Transportation from place of purchase or acquisition to an authorized storage location.
 - e. Traveling through Fort Hood from an off-post location to another off-post location (example: Killeen to Gatesville via Fort Hood).
7. When transporting firearms under the conditions described above, firearms will be transported by the following methods:
 - a. In the trunk compartment of the vehicle.
 - b. In the storage area of cars without trunks, out of immediate reach of the driver and all passengers

Figure B-1. Fact sheet for registration and transportation of weapons (continued)

c. In a locked box or container designed to secure firearms within the passenger compartment.

8. Carry weapons transported in pickup trucks:

a. Behind the seat. In storage areas, out of the immediate reach of driver and all passengers.

b. In a window-mounted weapons rack (long barrel rifles and shotguns only).

c. In a secured, bed-mounted tool box.

d. In circumstances where there are multiple occupants and multiple firearms being transported in one vehicle, firearms can be transported in the unsecured bed of pickup trucks. Weapons will not be left unattended.

9. Under no circumstances will firearms be loaded when being transported by vehicle. Ammunition will be removed from the weapon and stored separately at all times.

10. Persons traveling on or through Fort Hood who do not enter an ACP (traveling on Maxdale Road, Shell Mountain Road, etc.) and do not stop to conduct any activity within installation boundaries, may carry weapons in accordance with Texas State Law.

Glossary

Abbreviations and Terms

Section 1

Abbreviations

AA&E

arms, ammunition, and explosives

ACP

access control point

AR

Army Regulation

BEQ

Bachelor Enlisted Quarters

BOQ

Bachelor Officers' Quarters

CID

Criminal Investigative Division

DA

Department of the Army

DES

Directorate of Emergency Services

DFMWR

Directorate, Family Morale, Welfare, and Recreation

DOD

Department of Defense

ETS

Expiration Term of Service

FH

Fort Hood

IAW

In Accordance With

PCS

Permanent Change of Station

Reg

Regulation

USC

United States Code

UCMJ

Uniform Code of Military Justice

**Section II
Terms****Air Gun**

A weapon consisting of a tube from which a projectile is expelled by the force of compressed air.

Armor-Piercing Ammunition

Ammunition is designed primarily for the purpose of penetrating metal or body armor.

Club

An instrument specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with the instrument, and includes, but is not limited to, a blackjack, mace, nightstick, or tomahawk. *Note: "club" does not include clubs attached to displays and used for display purposes only.*

Community Supervision and Corrections Department Officers

Appointed or employed under Section 76.004, Texas Government Code, while engaged in the actual discharge of the officer's duties while carrying the weapon and is authorized to carry a weapon under Section 76.0051, Texas Government Code.

Concealed

Not openly discernible to the ordinary observation of a reasonable person.

Cross Bow

A weapon consisting of a bow fixed transversely on a stock having a trigger mechanism to release the bowstring causing a projectile (arrow or bolt) to be expelled

Explosive Weapon

Any explosive or incendiary bomb, grenade, rocket, or mine designed, made, or adapted for the purpose of inflicting serious bodily injury, death, or substantial property damage.

Firearm

Any device designed, made, or adapted to expel a projectile through a barrel by using energy generated by an explosive or burning substance or any device readily convertible to that use. The term includes "handguns." An antique "firearm" is any firearm manufactured prior to 1899 and is subject to the same rules as any other firearm, to include any firearm that is loaded only through the muzzle.

Handgun

Any firearm that is designed, made, or adapted to be fired with one hand.

Illegal Knife

Knife with blade over five and one-half inches. A hand instrument designed to cut, stab, or throw, such as, dagger, dirk, stiletto, poniard, bowie knife, sword, or spear. This definition does not apply to household utensils such as kitchen knives, ice picks, scissors, meat cleavers, carpet knives, pocket knives with blades less than five and one half inches in length, wood working tools, and other similar items when they are used for their intended purpose. Tomahawks, swords, or other similar items are also exempt from this definition when used exclusively for ornamental, ceremonial, or sporting purposes.

Knuckles

Any instrument that consists of finger rings or guards made of a hard substance designed, made, or adapted for the purpose of inflicting bodily injury or death by striking a person with a fist enclosed in the knuckles.

Most Direct Route

Means the most direct route between the place of possession of the weapon to the authorized destination. The most direct route does not include bringing a firearm on to Fort Hood at 0730, storing the firearm in the trunk of the vehicle parked in a unit parking lot, and then taking the firearm to the range at 1630.

On or About

Means carried on the person or within immediate reach.

Other Weapons

Air guns (air rifles, "BB" guns, pellet guns, paintball guns), bows and arrows, and cross bows.

Parole Officer

A peace officer engaged in the actual discharge of the officer's duties while carrying the weapon and is in compliance with policies and procedures adopted by the Texas Department of Criminal Justice regarding the possession of a weapon by an officer while on duty.

Peace Officer

Any *public-sector* person charged with upholding the *peace*, mainly *police officers, customs officers, correctional officers, probation officers, parole officers, sheriffs* or *marshals* and their deputies and constables and deputy constables; of an incorporated city, town, or village and all others as designated by Texas State Law.

Security Officer

A person who holds a security officer commission issued by the Texas Board of Private Investigators and Private Security Agencies.

Silencer

Any device designed, made, or adapted to muffle the report of a firearm.

Switchblade Knife

Any knife that has a blade that folds, closes, or retracts into the handle or sheath, opens automatically by pressure applied to a button or other device located on the handle, or opens or releases a blade from the handle or sheath by the force or by the application of centrifugal force.

Weapon

Any firearm, handgun, club, or illegal knife.