

## 34.06.02 Weapons

Approved September 12, 2000  
Revised February 22, 2010  
Revised May 8, 2012  
Next Scheduled Review: May 8, 2014



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### Regulation Statement

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A person commits a criminal violation of state law if he or she intentionally, knowingly or recklessly possesses or goes with a weapon on the premises of any member of The Texas A&M University System (system), any grounds or building on which an activity sponsored by any member is being conducted or in a passenger transportation vehicle of any member, unless the member authorizes such possession pursuant to this regulation. *See* Tex. Penal Code § 46.03.

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### Reason for Regulation

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This regulation provides a mechanism by which members may authorize weapons otherwise prohibited by Sections 46.03 or 46.035 of the Texas Penal Code. Without such written authorization, weapons are prohibited on property owned or controlled by the system or in member passenger transportation vehicles.

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### Procedures and Responsibilities

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#### 1. PROHIBITION OF WEAPONS UNLESS PROPERLY AUTHORIZED

Weapons are not permitted on the “premises” of any member, grounds or building on which an activity sponsored by a member is being conducted, or in a member passenger transportation vehicle, unless pursuant to written authorization of the member in accordance with this regulation.

A holder of a concealed handgun license (CHL) must comply with the provisions of this regulation and Tex. Penal Code § 46.035.

#### 2. LICENSED PEACE OFFICERS

Licensed peace officers are authorized by law to carry firearms at all times.

#### 3. REQUIREMENTS FOR AUTHORIZING WEAPONS

Members may grant an individual authorization to possess a weapon in accordance with state law and this regulation.

#### 4. FIREARM APPLICATION AND AUTHORIZATION REQUIREMENTS

A member shall use the following process for considering an individual's request for authorization to possess a firearm on property of that member or in that member's passenger transportation vehicle (including a rental). An individual wishing to apply for authorization must submit a completed A&M System Firearm Authorization Request Form to the member police department or another office designated by the member chief executive officer (CEO). A member CEO or designee is authorized to approve such authorization requests. A list of authorizations must be maintained by the member police department or another office designated by the member CEO.

#### 5. MEMBERS CONDUCTING BUSINESS ON PROPERTY OF ANOTHER MEMBER

A member conducting business on property assigned to another member will follow the host member's process adopted pursuant to this regulation.

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### Related Statutes, Policies, or Requirements

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[Tex. Penal Code § 46.03](#)

[Tex. Penal Code § 46.035](#)

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### Definitions

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Chemical dispensing device – a device, other than a small chemical dispenser sold commercially for personal protection, that is designed, made, or adapted for the purpose of dispensing a substance capable of causing an adverse psychological or physiological effect on a human being. *See* Tex. Penal Code § 46.01(14).

Handgun – any firearm that is designed, made, or adapted to be fired with one hand. *See* Tex. Penal Code § 46.01(5).

Illegal knife – any of the following: a) a knife with a blade over five and one-half inches; b) a hand instrument designed to cut or stab another by being thrown; c) a dagger, including but not limited to a dirk, stiletto, and poniard; d) a bowie knife; e) a sword; or f) a spear. *See* Tex. Penal Code § 46.01(6).

Premises – a building or a portion of a building. The term does not include any public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area. *See* Tex. Penal Code § 46.035(f)(3).

Prohibited weapon – an explosive weapon; a machine gun; a short-barrel firearm; a firearm silencer; a switchblade knife; knuckles; armor-piercing ammunition; a chemical dispensing

device or a zip gun. *See* Tex. Penal Code § 46.05(a). These individual terms are defined in section 46.01 of the Texas Penal Code.

Weapon – a firearm, illegal knife, club, or prohibited weapon as defined in this regulation. *See* Tex. Penal Code § 46.03(a).

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## **Appendix**

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[A&M System Firearm Authorization Request Form](#)

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## **Contact Office**

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Office of Safety  
(979) 862-8115