



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JOINT BASE MYER – HENDERSON HALL
204 LEE AVENUE
FORT MYER, VIRGINIA 22211-1199

IMMH-ZA

13 October 2020

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Joint Base Myer-Henderson Hall (JBM-HH) Policy Memorandum ES-3,
Registration and Control of Privately Owned Weapons

1. REFERENCES.

- a. AR 190-11, Physical Security of Arms, Ammunition and Explosives, 19 Jan 19.
- b. H.R. 218, Law Enforcement Officers' Safety Act, as Amended by the National Defense Authorization Act of 2013, 2 Jan 13.
- c. Lautenberg Amendment to the Federal Gun Control Act of 1968, as Amended in 1996.
- d. The Federal Gun Control Act of 1968, 18 USC, Section 921 et seq. (18 USC 921 et seq.) or The Federal Gun Control Act, 1968 18 USC Section 922 (18 USC 922).
- e. ALARACT 063-2013, Control and Reporting of Privately Owned Weapons, 25 Mar 13.

2. PURPOSE. This memorandum sets forth the policy for possession and storage of privately owned weapons within the JBM-HH community, to include Fort Lesley J. McNair, Washington, D.C; hereinafter referred to as JBM-HH.

3. APPLICABILITY. This policy memo applies to all service members and civilians who reside on or are visiting JBM-HH.

4. DEFINITIONS:

a. Firearm. A firearm is defined as any rifle, shotgun, revolver, pistol, air rifle, air pistol which expels a projectile by action of an explosion. This includes paint ball guns, BB and gas pellet guns, rifles, and pistols. A firearm is cross-defined as a weapon.

b. Weapon. A weapon is defined as any instrument or device that can be used in attack or defense in combat, fighting, war, or hunting. See section(s) 5.d., and 5.e., of this policy for examples of weapons.

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5. POLICY. This policy is punitive. Violation of this policy may result in action under the Uniform Code of Military Justice or administrative action.

a. Registration, sale, and shipment of firearms or weapons.

(1) All personnel residing on Joint Base Myer-Henderson Hall will:

(a) Within 72 hours after arrival, register all acquired firearms with the JBM-HH Police Department. Personnel living in the barracks must provide a copy of the unit arms room storage receipt (DA Form 3749) to ensure the weapon is stored IAW AR 190-11. Personnel registering weapons do not have to bring the weapon to the station, but must fill out JBM-HH Form 190-10 (enclosure 1), with the following information:

- weapon(s) type—not limited to only firearms; includes any weapons as referred to, or generalized, within this policy or its references
- model/manufacturer
- serial number
- caliber/gauge
- commander signature

This information will be uploaded into the Army Law Enforcement Reporting Tracking System (ALERTS) database. Once the information has been entered, two forms will be generated and signed by the issuing police officer, and provided to the requestor as proof of registration. One copy will be retained for personal records. The requestor will furnish the second copy to his/her unit command.

(b) Upon departure from the installation or disposition of the weapon, clear the weapons registration with the JBM-HH Police Department.

(c) Upon request of Directorate of Emergency Service (DES) Law Enforcement or Security officials, promptly present the appropriate documents reflecting authorization for the acquisition, registration, or retention of any privately owned firearms/weapons in their possession.

(d) When an item described in sections 5.d., are turned into a unit arms room for storage, the unit will prepare a DA Form 3749 (Equipment Receipt) for each item stored and give the form to the individual. Upon withdrawal of that item from the arms room, the individual will return the DA Form 3749 to the unit armorer.

(e) Weapons may be withdrawn from the arms room only with the approval of the unit commander or his/her designated authority.

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(2) All personnel residing on JBM-HH are prohibited from registering privately owned firearms if described below:

(a) Any person convicted of a felony (Gun Control Act of 1968 [Title 18, United States Code, Section 921 et seq. [18 USC 921 seq.], as amended in 1996 [18 USC 922]).

(b) Any person convicted in any court of a misdemeanor crime of domestic violence or felony (the Lautenberg Amendment to the Federal Gun Control Act of 1968, as amended in 1996). The Amendment –

- Makes it a felony for any person to sell or otherwise dispose of firearms or ammunition to any person he or she knows or has reasonable cause to believe has been convicted of a misdemeanor crime of domestic violence.
- Prohibits anyone who has been convicted of a misdemeanor crime of domestic violence from shipping or transporting in interstate or foreign commerce, or possessing in or affecting commerce, any firearm or ammunition; or receiving any firearm or ammunition which has been shipped or transported in interstate or foreign commerce.
- Any person who is a fugitive from justice.
- Any person who has been convicted in any court of the possession, use, or sale of marijuana, dangerous or narcotic drugs (the term convicted includes non-judicial punishment under Uniform Code of Military Justice (UCMJ), Article 15).
- Any person who is presently declared as mentally incompetent or who is presently committed to any mental institution.
- Any civilian or Family Member under the age of 18 is prohibited from the use of firearms, unless accompanied by and supervised by a parent or legal guardian over the age of 18.

(3) All personnel residing or visiting JBM-HH may not:

(a) Possess, use, or carry on post any privately owned firearm or weapon that has not been registered with JBM-HH Police Department.

(b) Sell or transfer ownership of any firearm or weapon without notifying the JBM-HH Police Department.

(c) Ship any firearm or ammunition in household goods, accompanied, or unaccompanied baggage, except as authorized by applicable military directives and the applicable laws of any state or political subdivision.

(4) Guests occupying privatized lodging facilities on the installation are not permitted to have privately owned firearms or weapons in their possession.

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b. Carrying, Use, and Storage of Firearms.

(1) Personnel and their family members will not carry any privately owned firearms or weapons on JBM-HH except when engaged in, or enroute to or from, authorized on-post practice areas or for off-post activities which are not in violation of federal, state or local law. Air rifles, air pistols, BB guns, paint ball guns, and gas pellet guns meet the same requirements as stated above. All firearms and weapons, while being carried or transported on post will be cased (as applicable to weapon), unloaded, firearms on safe, with magazine and ammunition removed, breech open, and broken down, where possible. Magazines, ammunition, and/or projectiles must be separated and kept as far as possible from the weapon.

(2) When transported in a vehicle, firearms and projectile weapons will be unloaded and must be maintained in the trunk section of the vehicle. In vehicles without a trunk, weapons must be in a carrying case, and placed as far away from the vehicle occupants as the situation permits. If transporting weapons while operating a motorcycle, the weapon must be cased and may not be carried on the physical person in any manner. The use of holsters or other weapon holding mechanisms attached to the body or articles of clothing are prohibited with exception to those listed in paragraph 5.f (below). On a motorcycle the use of saddle bags, a back pack, or alternate carrying devices attached to the vehicle are authorized in accordance within the above guidance.

(3) Officers and enlisted personnel residing in family housing, BEQs, or BOQs may store within their quarters legally acquired and registered firearms or weapons, ammunition, or knives with blades measuring longer than three (3) inches (with the exception of items categorized in section 5.e., of this policy.) Firearms and projectile weapons stored in quarters will be unloaded and will be secured in a locked container (gun cabinet, lockable closet, gun case, etc.) or have a trigger-locking or action-blocking device on the weapon. Firearms and weapons not stored in this manner will be stored in the unit's designated arms room. Ammunition will be stored separate from the container in which the weapon is stored. Officers and non-commissioned officers occupying BOQ and BEQ facilities, in addition to the above requirements, must also ensure weapons are independently secured in a locked container or device controlled by a separate key other than that which opens the exterior door to the living quarters. Firearms not stored in the preceding manner will be placed in the organizational arms room.

(4) Enlisted personnel living in barracks will store registered firearms, weapons and ammunition in their organizational arms room. Firearms and weapons of any nature are prohibited and will not be stored in the barracks area.

c. Reports of Lost, Stolen, found and Recovered Firearms. If a privately owned firearm or weapon is lost or stolen, the owner must make an immediate telephonic report to the JBM-HH Police Department at (703) 588-2800. Personnel who find or

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otherwise come into contact with a firearm or weapon will treat the weapon as if it is loaded, post a guard to prevent personnel from entering the area where the weapon is located and contact the Police immediately for response. The weapon should not be handled or moved unless the weapon presents an immediate threat or danger to personnel.

d. Possession and Use of Destructive Devices and Other Prohibited Items.

(1) Individual state issued permits or licenses that authorize individuals to carry concealed weapons are not recognized or valid on JBM-HH; the only exceptions for concealed weapons are outlined in paragraph 5.f., of this policy.

(2) Personnel and family members will register any weapons described as:

(a) Dagger, 'bolo' knife, machete, sword, spear, or any similar instrument.

(b) Air rifle, air pistol, BB gun, paint ball gun, gas pellet gun or any object similar in appearance to a firearm.

(c) Crossbow, compound bow, bow or arrows.

(d) Sword, saber or bayonet. This does not apply to government issued sword, sabers, or bayonets being utilized in official ceremonial details or duties.

(e) Any firearm.

(f) Any item which is reasonably defined as a weapon and is not prohibited by law, regulation or policy.

(3) Personnel and family members will not possess, ship, use or carry any of the following on their person in a concealed manner; or brandish, carry, or openly display any of the following in the presence of other persons in a manner likely to put a reasonable person in fear with regard to their safety:

(a) Straight razor, razor blade, or weapon made from a razor blade. (Razors utilized for personal hygiene or razor implements such as or similar to, box cutters may be carried and utilized but not in a manner likely to put a reasonable person in fear with regard to their safety.)

(b) Dirk, bowie knife, switchblade knife, ballistic knife, sling shot, spring stick.

(c) Ice pick, dagger, 'bolo' knife, machete, sword, spear, or any similar instrument. Ice picks are authorized and may be used as a kitchen utensil but may not

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be utilized in a manner likely to put a reasonable person in fear with regard to their safety.

(d) Club or any object that may be used as a club to inflict bodily harm, e.g. pieces of wood or pipe, stones, bricks.

(e) Air rifle, air pistol, BB gun, paint ball gun, gas pellet gun or any object similar in appearance to a firearm.

(f) Crossbow, compound bow, bow or arrows.

(g) Sword, saber or bayonet. This does not apply to government issued sword, sabers, or bayonets being utilized in official ceremonial details or duties.

(h) Any firearm.

e. Unauthorized weapons. It is prohibited to possess, carry, conceal, transport, store, transfer, or sell any of the following weapons or devices on, through, or within the confines of JBM-HH:

(1) Sawed-off shotgun. A shotgun or any weapon made from a shotgun whether by alteration, modification, or otherwise, having one or more barrels less than 18 inches in length or if such weapon, as modified, has an overall length of less than 26 inches.

(2) Sawed-off rifle. A weapon designed, made, and intended to be fired from the shoulder which has a barrel or barrels less than 16 inches in length or has an overall length of less than 26 inches.

(3) Silencer or muffler for any weapon.

(4) Molotov cocktail (e.g., any gasoline or other flammable or combustible substance with a flash point of 200 degrees Fahrenheit or less in a glass container or other breakable container).

(5) Club-type hand weapons, to include, but not limited to, blackjacks, brass knuckles, nunchaku (also known as nun chahka and nunchuck), and similar devices.

(6) Shooting pen or other device designed to discharge a chemical agent or projectile, unless the item is specifically authorized by state or local law of the jurisdiction in which the post is located.

(7) Shooting weapon or blade that is particularly equipped to be collapsed, telescoped, mounted with searchlights or shortened; or, that is stripped beyond the

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normal extent required for hunting or sporting; or, that is concealed in other devices (e.g., walking sticks, umbrellas, and tubes).

(8) U.S. military owned ammunition (e.g., 5.56mm or 7.62mm NATO rounds) or any U.S. military owned weapon, except when authorized

(9) Explosive, incendiary, and pyrotechnic devices to include any type of military or commercial explosive, incendiary, gas or smoke bomb, homemade bomb, grenade, rocket, missile, mine, blasting cap, and/or practice devices such as simulators and other similar detonating devices which are capable of being altered to contain live charges.

(10) Throwing weapons with blades (e.g., target daggers, throwing stars, or similar devices) or any disc of whatever configuration, having at least two points or pointed blades which are designed to be thrown or propelled and which may be known as a throwing star or oriental dart.

(11) Weapons used for strangulation (e.g., a garrote)

(12) Any object powered by electrical charging which carries an electrical current of sufficient voltage to deliver a shock to a person, such as a cattle prod, stun gun, "taser", or other sophisticated, crude, or improvised apparatuses designed to harm or incapacitate a person.

(13) Knives with automatic blade openers (e.g., switchblades, gravity knives, butterfly knives) of any length.

(14) Folding or fixed-blade knife with a blade length of more than three (3) inches measured from the tip of the blade to the hilt. (This does not apply to knives that are permanently affixed to a plaque or in a frame used for decorative purposes, ceremonial swords, or knives used for food preparation. Knives exceeding three inches, which do not meet the criteria in section 5.e., of this policy, and are utilized for hunting, fishing, or camping related activities are authorized as a registered weapon IAW with the directives defined in this policy.)

(15) Fully automatic weapon (machine gun).

(16) Any unregistered firearm that is required to be registered by Army regulation or state or local law.

(17) Any object that has been modified to be used or displayed as a weapon.

f. Law Enforcement officers.

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(1) Qualified active law enforcement officers who meet the standards of the Law Enforcement Officers' Safety Act (LEOSA) may carry concealed weapons on JBM-HH provided they:

(a) Have valid agency issued picture credentials identifying them as active law enforcement.

(b) Upon entrance to the installation notify and supply picture credentials and driver's license to JBM-HH DES Law Enforcement or Security Officials.

(c) At no time will any weapons be left in an unsecure manner.

(d) Directorate of Emergency Services (DES) law enforcement officers will store privately owned weapons IAW DES policy while on duty.

(2) Retired Law Enforcement Officers. Qualified retired law enforcement officers who meet the standards of LEOSA are not authorized to possess or carry weapons on JBM-HH.

(3) Bounty hunters, repossession personnel and other related occupations/ personnel not covered by LEOSA may not bring weapons onto the installation.

g. Personnel may carry multi-tool devices (e.g. Leatherman, Swiss Army Knife and similar implements) with blades which do not exceed three (3) inches in length. These devices may be carried on a person but may not be utilized, brandished, or openly displayed in the presence of other persons in a manner likely to put a reasonable person in fear with regard to their safety.

h. Marine Corps Exchange Weapon Purchases. Personnel who purchase weapons or ammunition from the Marine Corps Exchange (MCX) must immediately depart the installation if they do not reside on JBM-HH. Personnel who reside on JBM-HH must adhere to the registration and storage provisions of this policy.

6. PROPONENT. The proponent and point of contact for this policy is the JBM-HH Directorate of Emergency Services (DES) at commercial (703) 696-3197, DSN 426-3197.

Encl
1 - JBM-HH Form 190-10

KIMBERLY A. PEEPLES
COL, EN
Commanding