

**DEPARTMENT OF THE ARMY
Combined Arms Center and Fort Leavenworth
Fort Leavenworth, Kansas 66027-2300**

28 January 2011

**Military Police
PERSONALLY OWNED FIREARMS AND WEAPONS**

History. This publication is a major revision.

Summary. This regulation provides guidance concerning the possession of firearms and weapons on Fort Leavenworth.

Applicability. This regulation applies to all persons who are within Fort Leavenworth.

Proponent: The proponent for this regulation is the Directorate of Emergency Services (DES).

Suggested Improvements. Users may submit recommended changes on a DA FM 2028 to the DES, Fort Leavenworth, KS 66027.

Availability. This publication is available on the CAC Intranet Homepage at <https://www2.leavenworth.army.mil>

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Chapter 1

Introduction

1-1. Purpose. The purpose of this regulation is to establish procedures and responsibilities governing the possession, use, transportation, and storage of personally owned firearms and other weapons on Fort Leavenworth, Kansas.

1-2. Applicability. This regulation complements Army Regulation 190-11 and applies to all persons who are within Fort Leavenworth, to include members of the Armed Forces, Family members, retirees, DOD-affiliated civilian employees, visitors and guests, and all other persons regardless of their status.

1-3. Supplementation. Supplementation of this regulation is not authorized.

1-4. References.

a. AR 190-11, Physical Security of Arms, Ammunition, and Explosives, 15 November 2006.

b. AR 190-13, Army Physical Security Program, 30 September 1993.

c. AR 190-14, Carrying of Firearms and Use of Force for Law Enforcement and Security Duties, 12 April 1993.

d. AR 195-5, Evidence Procedures, 25 June 2007.

e. AR 710-2, Supply Policy Below the National Level, 28 March 2008.

1-5. Punitive. This regulation is punitive. A violation of any provision of this regulation provides a basis for possible disciplinary action, administrative action, and/or criminal prosecution under applicable state and federal laws and regulations. These actions may include, but are not limited to, criminal prosecution, non-judicial punishment, and permanent bar from the installation. Violation of this regulation by military members is a violation of Article 92 of the Uniform Code of Military Justice (UCMJ). These provisions do not apply to military or civilian law enforcement personnel while in the exercise of their official duties.

1-6. Authority. The Director of Emergency Services (DES), the installation law enforcement officer for the Combined Arms Center and Fort Leavenworth, is the proponent of this regulation. All requests for exception to this regulation will be made thru Chief Physical Security, to the Director of Emergency Services for approval.
Chapter 2

2-1. Definitions.

a. Firearm: A weapon by design or modification (e.g., a pistol or rifle), capable of firing a projectile and using an explosive charge as a propellant.

b. Ammunition: A device charged with explosives, propellants, pyrotechnics, initiating composition, riot control agents, chemical herbicides, smoke and flame, for use in connection with defense or offense, including demolition. Excluded from this definition are devices charged with chemical agents defined in Joint Chiefs of Staff Publication 1 and nuclear or biological materiel. Ammunition includes cartridges, projectiles, including missile rounds, grenades, mines, and pyrotechnics together with bullets shot and their necessary primers, propellants, fuses, and detonators individually or having a unit of issue, container, or package weight of 100 pounds or less. Blank, inert training ammunition and caliber .22 ammunition are excluded.

c. Prohibited Items: Personally owned weapons, ammunition or other similar items which are not permitted on Fort Leavenworth as set out in this regulation.

Chapter 3

Prohibited Items and Actions.

3-1. Prohibited Items.

a. The following personally owned items are prohibited on Fort Leavenworth:

- (1) Altered or armor piercing ammunition or any ammunition prohibited by law.
- (2) Any short barreled rifle or shotgun. A shortened barreled shotgun or rifle is defined as the following:
 - (a) Shotgun with a barrel less than 18 inches or overall length of shotgun is less than 26 inches.
 - (b) Rifle with a barrel length of less than 16 inches or overall rifle length of 26 inches.
- (3) Any machine gun or automatic firearm, except when owned, used, transported, and stored by persons authorized and licensed to do so. Any person who is legally licensed or otherwise authorized to possess said machine guns or automatic firearms and does so on Fort Leavenworth must have written approval signed by the DES. In any such case, the weapon(s) will be registered through the DES.
- (4) Any destructive device meaning, any explosive, incendiary, or poison (e.g., bomb, grenade, rocket having a propellant of more than four ounces, missile having an explosive or incendiary charge of more than one-quarter ounce, mine, or similar device).
- (5) Simulators or fireworks, except by persons with written permission and approval of the DES and in coordination with the Fire Department.
- (6) Blank ammunition, except that used for authorized military mission/training activities, training of hunting dogs in areas open to hunting, approved athletic and theatrical activities, or law enforcement training.
- (7) Knives with automatic blade openers, excluding military issue items (e.g., switchblades, ballistic knives, gravity knives, and stilettos, to include butterfly knives of any blade length).
- (8) Any device designed to fit in or over the hand and be used in striking another person (e.g., brass knuckles, blackjack, slapper, sap, hand chain, loaded cane, billy club, swords, martial arts weapons, throwing stars, or numchucks) for other than a lawful sporting or training purpose which may require validation.

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(9) Any hunting knife, except for use when hunting or fishing, going to or returning from hunting or fishing. When used for hunting or fishing purposes, blade length of knife must be no longer than nine inches.

(10) Crossbows may be authorized by the DES for use in hunting areas, on a case by case basis. Crossbows will only be allowed during the regular firearms deer and turkey seasons or in other situations where legal equipment for firearm season applies (such as during the extended white-tailed, antlerless-only season). Crossbows are NOT legal equipment for use during archery or muzzleloader seasons. Legal crossbows must have draw weights of at least 125 pounds, with bolts at least 16 inches long, equipped with broadhead points that cannot pass through a ring 3/4" diameter. Crossbows will have the same storage requirements as firearms.

(11) Tasers, stun guns, and other similar devices, except when used by authorized law enforcement personnel in the performance of their official duties.

(12) Incapacitating gas, aerosol, or liquid (i.e. tear gas, mace, pepper spray, or any similar incapacitating gas or aerosol) except when used by law enforcement personnel in the performance of their official duties or when carried for personal protection when the capacity does not exceed 50 cubic centimeters.

(13) Any device designed or adapted to reduce the noise levels coming from any type of firearm when fired (i.e. silencers or mufflers).

(14) Any device intended to function as a weapon, but designed or modified in such a way as to conceal its purpose as such.

(15) Weapons prohibited by Kansas law, Fort Leavenworth hunting regulations, or Federal law.

(16) Any firearm not registered as required by this regulation.

(17) Any firearm or weapon used, stored, or transported in violation of the provisions of this regulation.

b. Military Police or other authorized officials are permitted to seize weapons and other items prohibited by this regulation as set out below which are carried, used, stored, or found in the possession of any person while on Fort Leavenworth. If seized, the items will be processed in accordance with AR 195-5. The Director of Emergency Services or authorized representative is authorized to notify the chain of command, if a Soldier is found in possession of any prohibited item.

3-2. Prohibited Actions. The following actions are prohibited on Fort Leavenworth.

a. The carrying of privately owned weapons, explosives, or ammunition on military installations is prohibited unless authorized by the Senior Commander or their authorized representative or provisions of this regulation.

b. No firearm shall be carried concealed upon the person, unless authorized as part of one's official duties or pursuant to valid legal authority recognized as such on Fort Leavenworth. A firearm is generally considered concealed when it is kept hidden on one's person, or under one's control (e.g., in a glove compartment or under a car seat). Kansas state law that authorizes licensed individuals to carry concealed firearms does not apply on Fort Leavenworth, a jurisdiction which is exclusively Federal thus, state-issued concealed firearm permits are not recognized or valid on Fort Leavenworth.

c. Razors, ice picks, box cutters, screwdrivers, or other similar devices may be considered weapons when used or intended to be used for anything other than the device's manufactured intended purpose.

d. Any sale or purchase on Fort Leavenworth of weapons and supporting ammunition on the same day is prohibited.

Chapter 4

Registration and Cancellation.

4-1. Registration.

a. All firearms brought or purchased on Fort Leavenworth will be registered as follows unless an exception to this regulation applies:

(1) Individuals who are required to register their firearms must provide the following information: manufacturer, model, caliber, style (e.g., semiautomatic or revolver), serial number, barrel length, overall length, and the finish of the weapon. Individuals must also provide their Social Security Number at time of weapon registration and show proof of ownership if possible. Firearms should not be brought to the place of registration.

(2) Place of registration. All firearms will be registered in the Vehicle/Firearm Registration Office located at building #194, 881 McClellan Ave, next to the Mail and Distribution Office, Fort Leavenworth, Kansas, between the hours of 0730 and 1630 Monday through Friday (excluding holidays).

CAC & Fort Leavenworth Regulation 190-11

(a) All military personnel and Family members who live on Fort Leavenworth who possess a personally owned firearm are required to register their firearm(s) with the Vehicle/Firearms Registration Office, within three duty days upon arrival. Such individuals, upon their initial arrival on Fort Leavenworth with their firearm(s), will be permitted to take the firearm(s) onto the installation for purposes of obtaining registration within the three duty day time limitation.

(b) All military personnel who purchase a weapon at a retail outlet on Fort Leavenworth (not limited to, but including Army Air Force Exchange Service (AAFES) and Brunner Range) or by private sale must register that weapon in accordance with para 4-1a and in addition must provide a copy of registration to the purchaser's command within three days of the purchase of the weapon. All civilians, retired military personnel, or military personnel who reside off post who desire to use Kinder Range, Brunner Range/Skeet Club, or any post hunting area are required to register their firearms prior to bringing them onto the installation. Personnel who want to use their firearm(s) on Kinder Range must be certified to operate the range by Directorate of Plans, Training, Mobilization (DPTM).

(c) Persons to whom the provisions of the Lautenberg Amendment apply are prohibited from owning firearms and therefore are not permitted to register firearms on Fort Leavenworth.

(d) It is the responsibility of the military sponsor to register and properly secure any firearms stored in his/her government quarters, even if a Family member, friend, or visitor owns such firearm(s). Visitors staying on Fort Leavenworth for unofficial business (i.e. vacation, visiting friends, etc.) who have firearm(s) in their possession are required to declare said firearms at the Installation Access Control Points (IACPs) upon entry to the installation and register the weapon the first business day after arrival. In the sponsor's absence (e.g., TDY, PCS, deployment, etc.), the sponsor's spouse or other competent adult with proper legal authority (e.g., power of attorney) shall also be responsible to ensure that all firearms retained in government quarters are registered and properly secured. In the case of the spouse or dependant attempting to register the weapon, the sponsor's name must be on the CAC ID.

(e) Firearms or other weapons carried by on-duty military or civilian law enforcement personnel, acting in their official capacities, do not require registration.

(f) Individuals who wish to bring weapons on the installation for special events (e.g., reenactments) must receive authorization from the Senior Commander or authorized representative prior to the event. Individuals will then submit a roster with the name of the individual and types of weapons to the Director of Emergency Services.

(g) Personnel attempting to gain access to Fort Leavenworth with a firearm in possession not registered in accordance with this regulation may be denied access to the installation.

4-2. Cancellation of Firearms Registration.

a. Registration Cancellation. The Senior Commander, the Director of Emergency Services, and Unit Commanders may refuse or terminate registration and withdraw authorization to maintain firearms on post when reasonable cause exists to believe that such refusal or termination will serve the best interest of the Army or affect the preservation of good order, safety, health, or discipline of the installation. Withdraw of authorization to maintain firearms on post requires written notification to the Directorate of Emergency Services. Individuals will be notified if any of the actions listed above pertain to them.

b. Any person who registers a firearm and later sells, trades, transfers, or otherwise disposes of it will report the transaction to the Vehicle/Firearm Registration Office, Office of the Director of Emergency Services, and request cancellation of the registration within one (1) duty day of sale, transfer, or disposal.

c. Persons who have registered any firearm and are leaving Fort Leavenworth due to PCS, transfer, administrative elimination, court-martial, retirement, ETS, or similar reason will clear through the Vehicle/Firearm Registration Office, Directorate of Emergency Services. Registration must not be cancelled more than ten (10) days in advance of leaving the installation.

d. Any loss or theft of a personally owned firearm on Fort Leavenworth will be reported immediately to the DES with all available details.

Chapter 5

Storage and Transportation.

5-1. Storage.

a. Military personnel residing in troop billets, that own or possess any firearm not prohibited by this regulation, will register such firearm and store it and any ammunition in the unit arms room.

b. Students in a TDY status staying on Fort Leavenworth will store their authorized firearms and any ammunition in the sponsoring unit's arms room. If the unit has no arms room, the weapons and ammunition will be stored in the Headquarters CAC arms room, located in building #48.

c. Military personnel and their Family members residing in government quarters may store their authorized firearms in their residence if adequate security is provided. Adequate security includes those measures to safeguard the firearms and/or ammunition against unauthorized access. Locked gun cases and trigger locks are generally considered adequate. Families storing privately owned firearms and ammunition in their quarters will take all reasonable precautions to ensure firearms and ammunition are inaccessible to unauthorized persons and children. Firearms in on-post quarters will be kept:

(1) Unloaded.

(2) Under double lock when quarters are unattended. For purposes of this regulation, one lock may be the quarter's entrance door and the second lock may be a locked room, closet or cabinet or a locked container, trigger lock, or locked cable, chain, or rod through the firearm's guard or barrel.

d. No person is permitted to store personally owned weapons in a vehicle, overnight without prior approval of the DES.

5-2. Transportation.

a. By Person. Firearms transported *by person* must be carried in a closed case or container, and must be unloaded, when not engaged in an authorized use such as hunting or sporting activity.

b. By Vehicle.

(1) Firearms that are transported on the installation in a vehicle will be secured in the trunk of a car or the covered bed of a truck if available. Otherwise, the firearm should be placed in a case, rack, or box in another storage area of the vehicle out of immediate reach of the driver and passengers. If no inaccessible area exists in the vehicle, the firearm will be transported in open view. Generally, a firearm in a closed case is considered in open view if other provisions of this paragraph are followed.

Concealing a firearm in the glove compartment or console of the vehicle is not authorized.

(2) When transported in a vehicle, firearms will be cleared of ammunition.

(3) When weapons are required to accompany a Unit or Organization onto Fort Leavenworth, the commander or person in charge of the unit movement will contact the Physical Security Office at the Directorate of Emergency Services for technical advice and instructions relative to such shipments.

c. When transporting firearms on Fort Leavenworth, a copy of the registration (Fort Leavenworth Firearm Permit issued by the Director of Emergency Services) will be in the possession of the person transporting the firearm.

d. Nothing in this regulation shall prohibit authorized carriers of household goods and authorized carriers for the Army and Air Force Exchange Service (AAFES) or Directorate of Family and Morale, Welfare and Recreation (DFMWR) activity (e.g., the Rod and Gun Club) from transporting on post any authorized weapon contained in household goods or ordered by AAFES/MWR activity.

Chapter 6

Responsibilities and Use

6-1. Responsibilities.

a. Director of Emergency Services.

(1) Register and maintain records of all personally owned firearms belonging to military personnel on Fort Leavenworth and to military personnel, civilians, and retirees who bring firearms onto the installation.

(2) Upon request, provide commanders with a roster of personnel in their command who own and have personally owned firearms registered. If warranted by the circumstances, notify the chain of command if a Soldier is found in possession of an item prohibited by this regulation.

(3) Disseminate information during in-processing of new personnel regarding firearms registration. Ensure this regulation is published on Fort Leavenworth's website.

b. Unit Commanders or their authorized representative.

(1) Provide necessary facilities for safeguarding personally owned firearms and ammunition belonging to personnel living in the barracks and transient billets.

(2) Ensure strict accountability and inventory measures as well as necessary procedures to properly segregate personally owned firearms and ammunition from government arms and ammunition.

(3) Establish limits on the quantity and type of personally owned ammunition stored in arms rooms, based on availability of space and safety considerations.

(4) Approve withdrawal of personally owned firearms and ammunition from the arms room.

c. Installation Housing Office and InterContinental Hotels Group (Hoge Barracks).

(1) Provide information to all personnel signing for quarters regarding the proper storage and security of personally owned firearms stored in Family quarters on Fort Leavenworth.

(2) Provide information regarding weapons registration and storage requirements to all personnel staying in InterContinental Hotels Group and any other transient housing facilities on the installation.

d. Public Affairs Officer (PAO) develop a command information program to notify those owning firearms of the requirements for the proper possession, use, and storage of personally owned firearms. This program should be conducted on a recurring basis.

e. Commanders, Directors, and Supervisors will:

(1) Provide guidance to subordinate commanders and brief all newly assigned persons on this regulation.

(2) Post this regulation and other applicable state and local law enforcement information regarding ownership, registration, and possession of weapons and ammunition on unit and informational bulletin boards.

6-2. Use.

a. Restrictions:

(1) Firearms, bows, or other weapons will only be used or discharged on approved ranges and for hunting in authorized areas only, except such weapons may in limited circumstances be used in cantonment or other areas in an activity approved by the Senior Commander or authorized representative.

(2) BB guns, compressed air guns, paintball guns, and slingshots will not be discharged in the cantonment area or used in a manner which is likely to inflict injury or damage to persons, animals, or property. The weapons listed above may be used on a range approved by DPTM.

CAC & Fort Leavenworth Regulation 190-11

(3) Any machete, straight razor, utility knife, scalpel, hatchet, axe, sport javelin, and any other tool, implement, instrument, item, or device with a sharpened point or blade are authorized for use only for the utilitarian purpose for which it was designed.

(4) Spear, tomahawk, bayonet, sword, or saber is authorized only for decorative or ceremonial purposes, or for the purpose of maintaining a collection of such items. The Installation Physical Security Office will determine whether the items meet the criteria, should a question arise.

b. Age requirements and/or supervision of minors requirements: The use of privately-owned firearms by persons under 16 years of age is prohibited except where engaged in adult supervised activities e.g. hunting, target practice, MWR events, or similarly organized adult-supervised youth activity.

6-3. Supersession.

a. This regulation supersedes CAC & Fort Leavenworth Regulation 190-11, Privately Owned Firearms and Firearms, 13 October 1983. It will be posted on the installation's website and posted in the Vehicle/Firearms Registration Office and throughout the Directorate of Emergency Services.

b. The provisions of this regulation do not replace or relieve individuals of their responsibility to comply with applicable federal, state, and local laws regarding possession, purchase, sale, transfer, and transport of firearms and other weapons.

FOR THE COMMANDER:

////Original Signed////
DOMINIC E. POMPELIA, JR.
Colonel, GS
Chief of Staff

DISTRIBUTION:
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Electronic