

# TEXAS A&M INTERNATIONAL UNIVERSITY™

## Rule

### 34.06.02.L1 CARRYING CONCEALED HANDGUNS ON CAMPUS

**Approved: April 27, 2016 (Effective August 1, 2016)**

**Next Scheduled Review: April 27, 2019**

#### *Rule Statement*

The University President established this rule after consulting with Texas A&M International University (TAMIU) students, staff, and faculty about the nature of the student population, specific safety considerations, and the uniqueness of the campus environment. This rule has been reviewed by the System Board of Regents as required by law.

#### *Reason for Rule*

Senate Bill 11, signed into law in the 84<sup>th</sup> Legislative Session, authorizes handgun license holders to carry a concealed handgun on university campuses and includes a provision allowing institutions to establish limited rules regarding the storage of handguns in campus housing and prohibiting areas/premises on which license holders may carry.

#### *Procedures and Responsibilities*

1. A handgun license holder under Chapter 411, Texas Government Code, may carry a concealed handgun on or about the license holder's person while the license holder is on the TAMIU campus or in a TAMIU vehicle, unless prohibited by state or federal law, or this rule. The open carrying of a handgun on campus is prohibited. Licensed peace officers are authorized by law to carry firearms at all times.
2. TAMIU enforces state law regulating firearms on campus. This enforcement occurs in two ways. First, university police or other applicable law enforcement agencies will investigate and take appropriate action, including referral for criminal prosecution when violations occur. Second, TAMIU will consider any violation of state law regulating firearms to be a violation of TAMIU rules. Accordingly, such a violation is subject to disciplinary action under rules applicable to students, faculty, and staff.
3. Storage of Handguns in Residential Facilities

TAMIU does not own and operate or lease and operate the residential facilities located on campus. Therefore, the management company of the residential facilities determines the

restrictions on possession and storage of weapons in those facilities and lists those restrictions in its lease documents. The management company of on-campus residential facilities will notify the university of those restrictions by August 1 of each year.

4. Rules Applicable to Carrying a Concealed Handgun on Campus
  - A. State Law Prohibitions

A license holder is responsible for complying with the applicable state law prohibitions. See Appendix.
  - B. Federal Law Prohibitions

A license holder is responsible for complying with the applicable federal law prohibitions.
  - C. Other Prohibited Campus Premises

A license holder is also prohibited from carrying a concealed handgun in the following campus premises:

    - 1) Premises prohibited
      - a) Office of Student Health Services (STC 125);
      - b) Office of Student Counseling and Disability Services (ZSC 138);
      - c) Kinesiology, Wellness and Recreation Center (REC): Access-controlled portions of the building. The following non-access-controlled portions of the building, all located on the first floor, are not included in the prohibited area: entrance, foyer, public restrooms on the first floor, and classroom/laboratory spaces 128, 129, 130, 131);
      - d) Science laboratories CNS 212, LBV 119, and LBV 394;
      - e) The Texas Academy of International and STEM Studies (CWT 211 and 213); and
      - f) On the premises where a collegiate sporting event is taking place, so long as effective notice is given under Section 30.06, Penal Code.
    - 2) Any premises where, as directed or approved by the president as necessary for campus safety, the university gives effective notice on a temporary basis pursuant to Section 30.06, Penal Code. For this rule, the term “owner of the property” in Section 30.06(b), Penal Code, means the president of the university. No university employee is “someone with apparent authority to act for the owner” for purposes of Section 30.06(b), Penal Code. All notices under Section 30.06, Penal Code, will be institutional notice, conform to Sections 46.03 and 46.035, Penal Code, and apply equally to all handgun license holders; and
    - 3) Any campus premises leased by the university to a third party, if the third party determines to prohibit the concealed carry of handguns on the premises and provides effective notice pursuant to Section 30.06, Penal Code.
5. At all premises where concealed carry is prohibited, TAMU shall give effective notice under Section 30.06, Penal Code.

6. To aid in the maintenance and biennial reporting of this Rule, TAMIU shall establish a standing committee. The primary purpose and charge of the committee is to function as the subject matter experts on SB 11 and to ensure compliance with the law, advise the President, and evaluate requests for additional prohibited areas, including temporary prohibited zones.

***Related Statutes, Policies, Rules or Requirements***

[System Regulation 34.06.02, Weapons](#)

***Definitions***

Campus - means all land and buildings owned or leased by TAMIU.

Premises - means a building or 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.

***Appendix***

[Texas Statutory Prohibitions](#)

***Contact Office***

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