

CHAPTER 9 AIRPORT SECURITY

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**ARTICLE I.
IN GENERAL.**

SEC. 9-1. AIRPORT SECURITY.

Security regulations set forth in this Chapter are established to maintain the safety and security of aviation activities at the DFW International Airport. The Airport Security Coordinator and his designees work with the Transportation Security Administration (TSA) to ensure security measures meet or exceed the standards set forth in federal regulations.

SEC. 9-2. DEFINITIONS.

ACCESS MEDIA shall mean an Airport issued identification media that is used to gain access to the AOA, sterile area, secured area, or a restricted area.

AIR OPERATIONS AREA or "AOA" shall mean the area of the Dallas-Fort Worth International Airport bounded by a fence or to which access is otherwise restricted and which is primarily used or intended to be used for landing, taking-off or surface maneuvering of aircraft. The AOA does not include those leasehold areas within or having direct access to the AOA which are subject to security requirements imposed on the lessee or tenant under appropriate federal regulations or agreement incorporated in a signed lease.

AIRPORT SECURITY COORDINATOR (ASC) shall mean Airport's primary contact for security-related activities and communications with the Transportation Security Administration (TSA) and Airport tenants.

AIRPORT SECURITY PROGRAM shall mean the TSA approved airport operator's manual governing security related activities, communications and procedures.

AOA PERMIT shall mean an Airport issued 1) decal with a valid expiration date that is issued to and affixed on a vehicle; or 2) a placard with a valid expiration date, that is issued to and displayed on a vehicle. The owner of the vehicle must satisfy requirements established by the Airport.

AUTOMATED ACCESS CONTROL SYSTEM (AACS) shall mean the system used by the Dallas-Fort Worth International Airport to restrict entry into specific areas of the Airport through the use of an Airport issued identification media.

EMPLOYEE PORTAL shall mean a secured area access point controlled by the Airport restricted to use by authorized identification media holders.

IDENTIFICATION MEDIA or "BADGE" shall mean any credential, card, badge, or other media issued by the Airport for identification purposes and use at the Airport.

IDENTIFICATION MEDIA HOLDER or "BADGE HOLDER" shall mean an individual who has been issued a Badge by the Airport in accordance with the DFW Airport Security Program.

NON-SIDA BADGE shall mean an identification media issued by DFW Airport to an individual permitting unescorted access in the sterile area.

NOTICE shall mean oral or written communication, but does not include audio recorded messages.

PERSONAL ESCORT shall mean to accompany and monitor the activities of an individual who does not have unescorted access authority into or within a sterile area, secured area, restricted area, or SIDA.

RESTRICTED AREA shall mean any area locked or posted by the Airport to either prohibit or limit entry or access to specific authorized persons.

SECURED AREA shall mean a portion of the Airport, specified in the Airport Security Program, in which certain security measures specified in 49 CFR Part 1542 are carried out. The AOA or "Ramp" and adjacent baggage processing areas are secured areas.

SECURITY IDENTIFICATION DISPLAY AREA (SIDA) shall mean a portion of the Airport, specified in the Airport Security Program, in which security measures specified in 49 CFR part 1540 are carried out. The SIDA includes the secured area and AOA.

SIDA BADGE shall mean an identification media issued to an individual by DFW Airport that is evidence of authorization for unescorted access to the SIDA.

SPONSORING AUTHORITY shall mean a person authorized to approve a Badge media application for an individual who requires unescorted access into secured areas or the SIDA.

STERILE AREA shall mean the portion of an airport terminal accessible to the travelling public that is controlled through the screening of persons and property and provides passengers access to boarding aircraft.

VEHICLE ESCORT shall mean to accompany and monitor the activities of a vehicle that does not have unescorted access authority into or within a secured area or SIDA.

ARTICLE II. SECURITY VIOLATIONS.

SEC. 9-10. UNATTENDED ITEMS.

A person commits an offense if he leaves luggage or another closed container in the public area of a terminal building and he:

- (a) does not control access to, maintain custody of, or make provisions for its care; and,
- (b) receives notice from the lease holder or representative of the Airport that such control is required.

SEC. 9-11. EMERGENCY EXITS.

A person commits an offense if he:

- (a) intentionally opens an emergency exit from the sterile area of a passenger terminal to a non-sterile area when there is not an emergency; or

- (b) allows a person or property to enter the sterile area of a passenger terminal through an emergency exit without adhering to established security regulations.
- (c) It is a defense to prosecution for a violation of this subsection if the person is a law enforcement officer:
 - (1) acting in an official capacity; or
 - (2) escorting equipment and supplies which are normally subject to inspection through the emergency exit doors subjecting them to inspection or screening by either TSA or DPS.

SEC. 9-12. BYPASS SECURITY SCREENING PROCESS.

A person commits an offense if he gains access to the sterile area of a terminal, the secured area, or the SIDA for himself, another, or any property in a manner that bypasses the security screening process.

Sec. 9-13. VIOLATION OF RESTRICTED AREA.

- (a) A person commits an offense if he parks or operates a vehicle, or enters a "Restricted Area" on foot or by any other conveyance without authorization issued by the Airport.
 - (1) The person must possess and display a valid SIDA badge, a valid Non-SIDA badge, an authorized Airport identification media or other proof of authorization appropriate for the area the individual is located or be under an authorized escort; and,
 - (2) The vehicle must display an approved, valid permit, decal, placard, or other authorization in a manner established by the Airport or be under escort.
- (b) It is a defense to prosecution for a violation of this subsection if an individual is authorized to be in a Restricted Area that is not designated as SIDA and his vehicle does not have proof of authorization.

SEC. 9-14. GENERAL VIOLATION.

A person commits an offense if he violates any provision of the Airport Security Program or by act or omission compromises the safety and security of the Airport.

**ARTICLE III.
ACCESS VIOLATIONS.**

SEC. 9-20. OBEDIENCE TO SIGNS.

- (a) The Airport Security Coordinator may establish rules necessary to enhance security or to comply with federal security directives. Notification to Badge Holders will be made by posting signs at controlled access points. The signs must be on a primarily white background with contrasting letters at least 1" high when posted inside any building or 3" when posted outside a building and displaying the Airport brand.

- (b) A person commits an offense if he commits any act forbidden by or fails to perform any act required and has had notice of the requirement by such signs.

SEC. 9-21. ENTRANCE USING SIDA BADGE.

- (a) A Badge Holder commits an offense if he enters the sterile area, secured area, or SIDA through an Automated Access Control System (AACS) portal where access is restricted to SIDA Badge Holders and:
 - (1) does not first present their SIDA Badge for authorized entry;
 - (2) allows another person entry who has not complied with (a), also known as “piggybacking” or “tailgating”; or
 - (3) uses an employee portal to access an aircraft for the purpose of flight when he is not (1) a member of an on-duty flight crew with a valid SIDA Badge or (2) an on-duty Federal Air Marshal with a valid SIDA Badge. For purposes of this section, an on duty flight crew member is one who is actively engaged as a pilot, copilot, flight engineer or serving as a flight attendant on board a flight departing DFW.
- (b) A Badge Holder commits an offense if he enters a terminal building or the secured area and does not enter the SIDA either through a manned AOA gate, AACS employee portal, or a passenger screening checkpoint. It is a defense to prosecution for a violation of this subsection if the individual is acting in an official capacity as a DFW Airport law enforcement officer or fire fighter, a DFW Airport Airfield Operations Employees, a federal/state/local law enforcement officer, or a US federal government employee.
- (c) A Badge Holder commits an offense if he enters any AOA gate for the purpose of boarding a flight for which screening is required except on duty flight crew or a Federal Air Marshal.

SEC. 9-22. DISPLAY OF BADGE.

- (a) A Badge Holder commits an offense if he:
 - (1) having used his SIDA Badge for entry into the sterile area or SIDA, fails to prominently display his SIDA Badge on his outermost garment above the waist and below the neck while in the sterile area or in the SIDA;
 - (2) having used his Non-SIDA Badge for entry into the sterile area, fails to prominently display his Non-SIDA Badge on his outermost garment above the waist and below the neck while in the sterile area;
 - (3) displays a defaced SIDA or Non-SIDA Badge or displays a Badge on which information has been purposely covered;
 - (4) upon the request of another, fails to display his SIDA or Non-SIDA Badge while in the sterile area or the SIDA; or

(5) displays the Badge of another person. Unless such other person has reported his identification Badge as lost or stolen both persons shall be considered to be in violation.

(b) It is a defense to prosecution for a violation of this subsection if the person not displaying his SIDA Badge as required in subsection (a)(1) is a law enforcement officer or a Transportation Security Inspector acting in an official capacity.

SEC. 9-23. FALSIFICATION OF BADGE APPLICATION.

A person commits an offense if he:

- (a) forges or enters false information on an application for a Badge or access media device;
- (b) possesses a Badge or access media device for which the application was fraudulently obtained.

SEC. 9-24. FAILURE TO CHALLENGE.

(a) A Badge Holder commits an offense if he:

- (1) fails to challenge any person in the SIDA who is not visibly displaying a valid SIDA Badge or is not under authorized escort;
- (2) fails to report to police any person in the SIDA who is not visibly displaying a valid SIDA Badge or is not under authorized escort;
- (3) fails to report to police any person in the SIDA who does not possess a valid SIDA Badge or is not under authorized escort;
- (4) fails to challenge a person in the SIDA that is escorting who is not visibly displaying a valid SIDA Badge to which escort privileges apply;
- (5) fails to report to police any person in the SIDA that is escorting who is not visibly displaying a valid SIDA Badge to which escort privileges apply; or
- (6) fails to report to police any person in the SIDA that is escorting who does not possess a valid SIDA Badge to which escort privileges apply.

SEC. 9-25. FAILURE TO REPORT SECURITY VIOLATION.

(a) A Badge Holder commits an offense if he:

- (1) fails to report a condition that compromises the security of the SIDA or sterile area; or
- (2) fails to immediately notify DFW Airport Department of Public Safety of a lost or stolen SIDA or Non-SIDA Badge.

- (b) A Badge Holder is presumed to know a condition that compromises security if it was covered in the DFW SIDA Badge Training Program.

SEC. 9-26. UNAUTHORIZED USE OF ACCESS MEDIA.

A person commits an offense if he:

- (a) uses his SIDA Badge, Non-SIDA Badge or other access media privileges to commit a violation of any federal, state or local law, or these Rules and Regulations;
- (b) allows another to use a SIDA Badge, Non-SIDA Badge or other access media not issued to that individual;
- (c) uses another's SIDA Badge, Non-SIDA Badge or other access media to access the sterile area or SIDA;
- (d) uses his SIDA Badge, Non-SIDA Badge or other access media to facilitate the unauthorized access of another into the SIDA or sterile area; or
- (e) uses his SIDA Badge to which escort privileges do not apply to escort any person into any sterile area, secured area, restricted area or SIDA.

SEC. 9-27. PROHIBITED ITEMS.

A Badge Holder commits an offense if he:

- (a) introduces any item that is prohibited by TSA regulation or security directive through an employee portal; or
- (b) stores unsecured any item that is prohibited by TSA regulation or security directive in the sterile area of a terminal.

SEC. 9-28. AOA ACCESS.

A person commits an offense if he:

- (a) uses a vehicle gate for pedestrian access;
- (b) leaves any gate, barrier, device or any combination thereof used to enter the AOA, including primary or secondary levels of control, before they close or responsibility is transferred to another Badge Holder;
- (c) fails to prevent any person or vehicle from following them through an AOA gate; or
- (d) operates or parks any vehicle on the AOA without a valid DFW AOA Permit or placard displayed, unless the vehicle is under escort by a SIDA Badge Holder in an AOA permitted vehicle.

SEC. 9-29. ESCORTING BY A BADGE HOLDER.

- (a) A Badge Holder commits an offense if he is a SIDA Badge Holder to which escort privileges apply and he:
- (1) escorts a person into any sterile area, restricted area or SIDA and fails to maintain visual and audible contact with the person being escorted at all times;
 - (2) escorts a person into any sterile area, restricted area or SIDA and allows him to engage in conduct prohibited by federal, state or local law;
 - (3) escorts any person into the sterile or secured area of a terminal who has not entered the SIDA either through a manned AOA gate or passenger screening checkpoint; or
 - (4) fails to escort or ensure the continued escort of an individual to whom he has provided access to the sterile area, restricted area or SIDA.
- (b) Only a SIDA Badge Holder to which escort privileges apply may provide escort to non-badged persons needing to enter the sterile area or SIDA. A SIDA Badge Holder to which escort privileges apply who is escorting may only transfer his escort responsibility to another SIDA Badge Holder to which escort privileges apply; provided, however the transferee SIDA Badge Holder acknowledges receipt of the escort transfer.

SEC. 9-30. OBTAIN AN UNAUTHORIZED ESCORT.

A person commits an offense if he:

- (a) obtains an escort into the sterile area or the SIDA;
- (b) has had a SIDA or Non-SIDA Badge which has either expired or been suspended or revoked; and,
- (c) he would be considered ineligible for a new SIDA or Non-SIDA Badge.

SEC. 9-31. TAMPERING WITH SECURITY DEVICE.

A person commits an offense if he:

- (a) forces open any door or gate that is locked or controlled by AACS that provides access to the sterile area, secured area, AOA, SIDA or any other restricted area;
- (b) tampers with or alters any lock mechanism, badge reader, camera, biometric device, or other equipment designed to verify authorized access; or
- (c) alters any security fence, door or gate, lock mechanism, badge reader, camera, biometric device, or other equipment designed to provide for the security of the airport without the approval of the Airport Security Coordinator.

SEC. 9-32. FAIL TO PREVENT UNAUTHORIZED ACCESS.

(a) A person commits an offense if he:

- (1) fails to secure any door or gate that provides access to the sterile area, secured area, or SIDA immediately after use; or
 - (2) discovers an unsecured door or gate or other mechanism designed to prevent unauthorized entry and fails to report the circumstances to DFW Airport DPS or the Airport Operations Center.
- (b) It is presumed that a person entering through a door without complying with the security mechanism in place is evidence they knew the access control mechanism was unsecured.

SEC. 9-33. BADGE CONTROL.

A person commits an offense if he:

- (a) fails to return a SIDA or Non-SIDA Badge upon demand of the ASC or his representative or the badge sponsor;
- (b) fails to notify DFW DPS of any circumstance that would disqualify him from having or obtaining a SIDA or Non-SIDA Badge;
- (c) retains a Badge without a business purpose;
- (d) possesses a SIDA or Non-SIDA Badge not issued to him and does not have the effective consent of the Badge Holder or authorization from the Airport; or
- (e) presents a SIDA or Non-SIDA Badge not issued to him with intent to obtain access or benefit.