FLYING WITH FIREARMS



I FLY A LOT



I FLY A LOT













































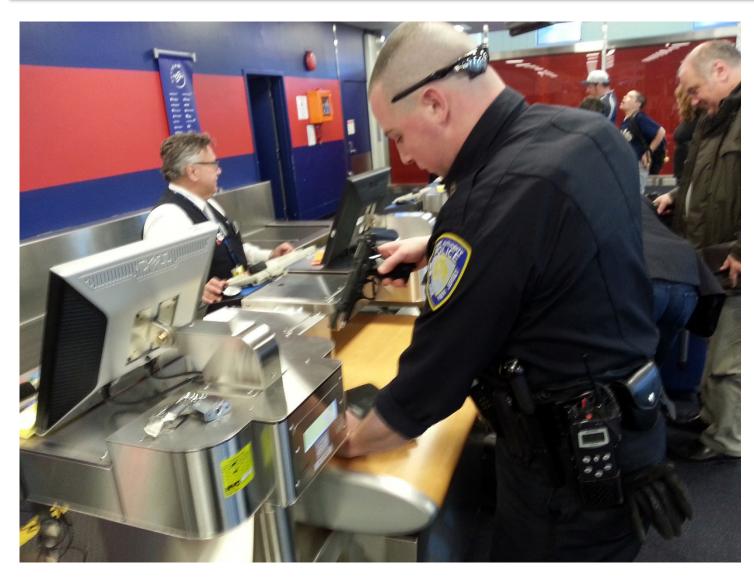




I FLY A LOT ... OFTEN WITH GUNS IN MY LUGGAGE











U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

February 18, 2005

The Honorable Don Young U.S. House of Representatives Washington, DC 20515

Dear Congressman Young:

Thank you for your letter, dated June 18, 2003, to Admiral James M. Loy, then-Administrator of the Transportation Security Administration (TSA), concerning the applicability of 18 U.S.C. section 926A to persons at airports in New York State who are taking flights to destinations outside of New York. Because section 926A is a provision of the Gun Control Act (GCA), which the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) enforces, TSA forwarded your letter to the Department of Justice for response. We apologize for the delay in responding.

In your letter you explained that local police officers in New York have threatened several individuals at John F. Kennedy International Airport and Albany International Airport with arrest for firearms possession based on strict State laws, and that in at least one case the firearms were confiscated. You explained that: (1) the people carrying the firearms were not prohibited from possessing firearms under Federal law, (2) the people had apparently traveled directly, without any interruption in the transportation, to the airports from other States where they legally could possess firearms, (3) their firearms and ammunition were secured in accordance with all applicable regulations for airline travel, and (4) they were flying to other States or countries where they could legally possess firearms.

You then asked if TSA agrees that section 926A enables these travelers to possess the firearms legally in the New York airports and if so, if TSA would inform local police and prosecutors about this provision of the GCA. We appreciate your bringing this issue to our attention. The Department of Justice agrees that the provisions of section 926A apply to the situation set forth above assuming: (1) the person is traveling from somewhere he lawfully may possess and carry a firearm; (2) en route to the airport the firearm is unloaded and not accessible from the passenger compartment of his car; (3) the person transports the firearm directly from his

The Honorable Don Young Page Two

vehicle to the airline check-in desk without any interruption in the transportation, and (4) while carrying the firearm to the check-in desk it is indoaded and in a locked container. This interpretation reflects the apparent congressional intent in enacting this provision, while allowing State and local law enforcement to continue to enforce their firearms laws aggressively to promote public safety. We will inform the applicable law enforcement authorities of our interpretation of section 926A.

We trust this information responds to your inquiry. If we can be of further assistance, please do not hesitate to contact this office.

Sincerely.

William B. Moschella Assistant Attorney General





YES, THIS IS TOTALLY ALLOWED



Transporting Firearms and Ammunition



You may transport unloaded firearms in a locked hard-sided container as checked baggage only. Declare the firearm and/or ammunition to the airline when checking your bag at the ticket counter. The container must completely secure the firearm from being accessed. Locked cases that can be easily opened are not permitted. Be aware that the container the firearm was in when purchased may not adequately secure the firearm when it is transported in checked baggage.

Contact the TSA Contact Center with questions you have regarding TSA firearm regulations and for clarification on what you may or may not transport in your carry-on or checked baggage.

Firearms

- When traveling, comply with the laws concerning possession of firearms as they vary by local, state and international governments.
- If you are traveling internationally with a firearm in checked baggage, please check the U.S. Customs and Border Protection website for information and requirements prior to travel.
- Declare each firearm each time you present it for transport as checked baggage. Ask your airline about limitations or fees that may apply.
- Firearms must be unloaded and locked in a hard-sided container and transported as checked baggage only. As defined by 49 CFR 1540.5 a loaded firearm has a live round of ammunition, or any component thereof, in the chamber or cylinder or in a magazine inserted in the firearm. For civil enforcement purposes, TSA also considers a firearm to be loaded when both the firearm and ammunition are accessible to the passenger. For example, if an individual has a firearm in accessible baggage and ammunition in his/her pocket, or any combination where the individual has access to both, the firearm is considered "loaded" for purposes of assessing a civil penalty. Only the passenger should retain the key or combination to the lock unless TSA personnel request the key to open the firearm container to ensure compliance with TSA regulations. You may use any brand or type of lock to secure your firearm case, including TSA-recognized locks.
- Bringing an unloaded firearm with accessible ammunition to the security checkpoint carries the same civil penalty/fine as bringing a loaded firearm to the checkpoint. You may find information on civil penalties at the Civil Enforcement page.
- Firearm parts, including magazines, clips, bolts and firing pins, are prohibited in carry-on baggage, but may be transported in checked baggage.
- Replica firearms, including firearm replicas that are toys, may be transported in checked baggage only.
- Rifle scopes are permitted in carry-on and checked baggage.

United States Code, Title 18, Part 1, Chapter 44, firearm definitions includes: any weapon (including a starter gun) which will, or is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any firearm muffler or firearm silencer; and any destructive device. As defined by 49 CFR 1540.5 a loaded firearm has a live round of ammunition, or any component thereof, in the chamber or cylinder or in a magazine inserted in the firearm.

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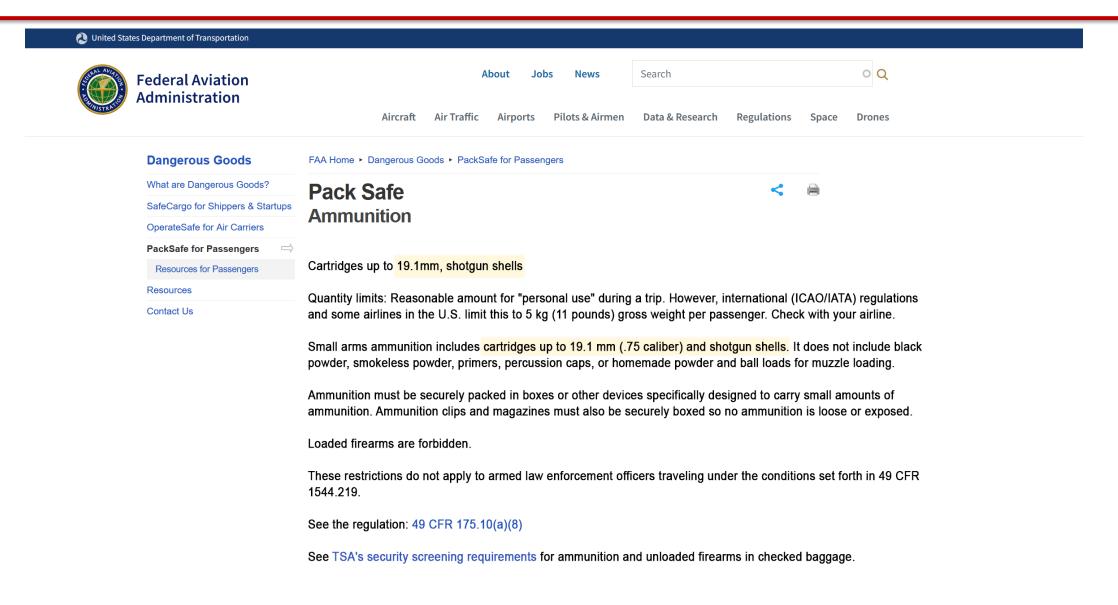
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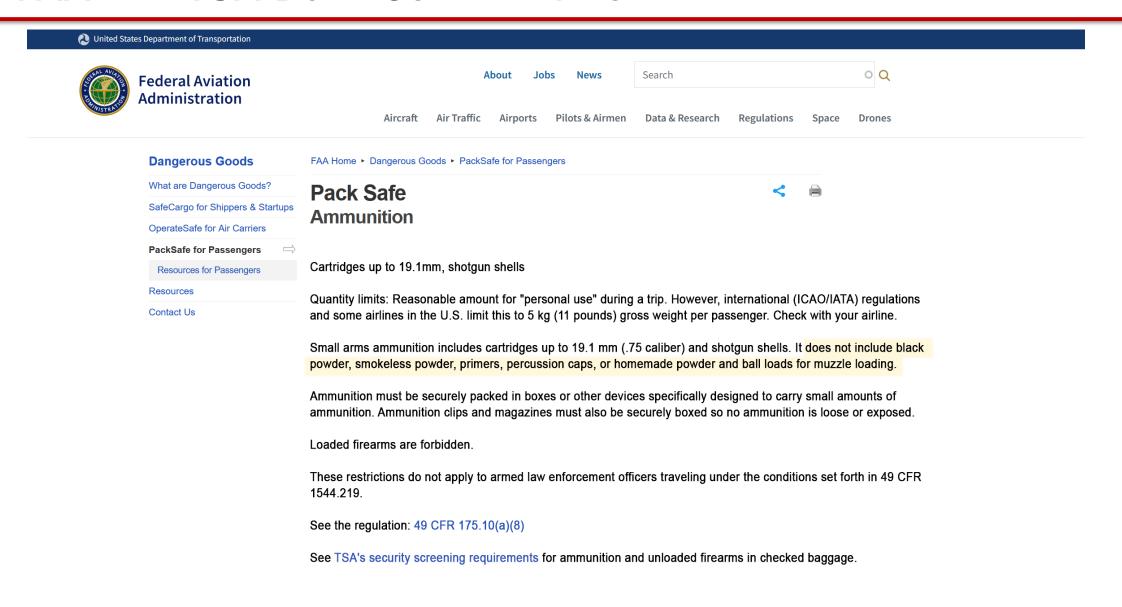
THIS CASE DOES NOT CONTAIN A FIREARM

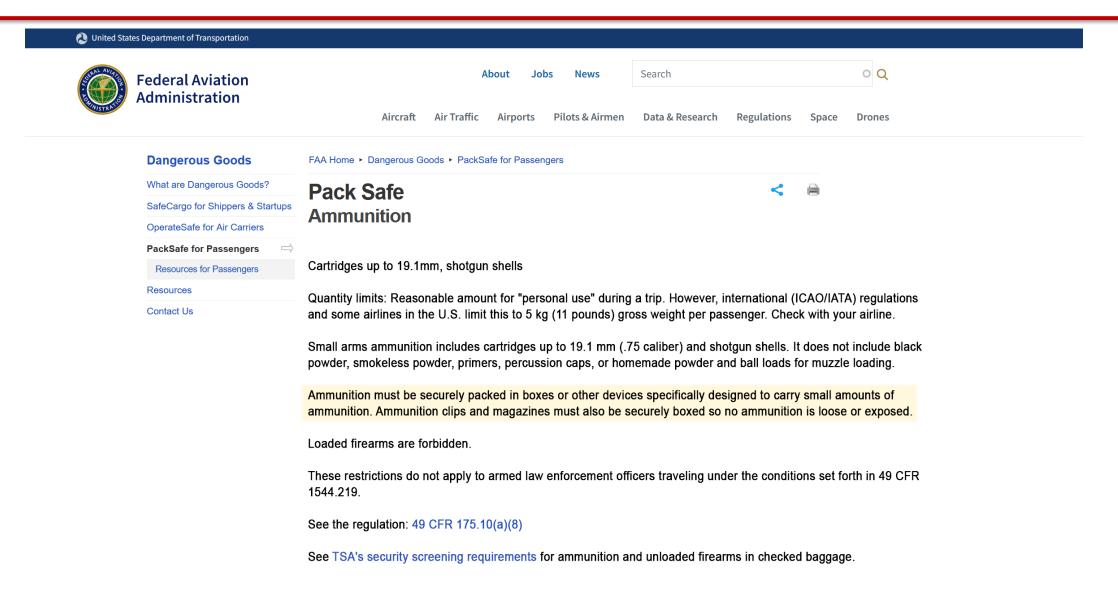


Now This Case *Does* Contain a Firearm











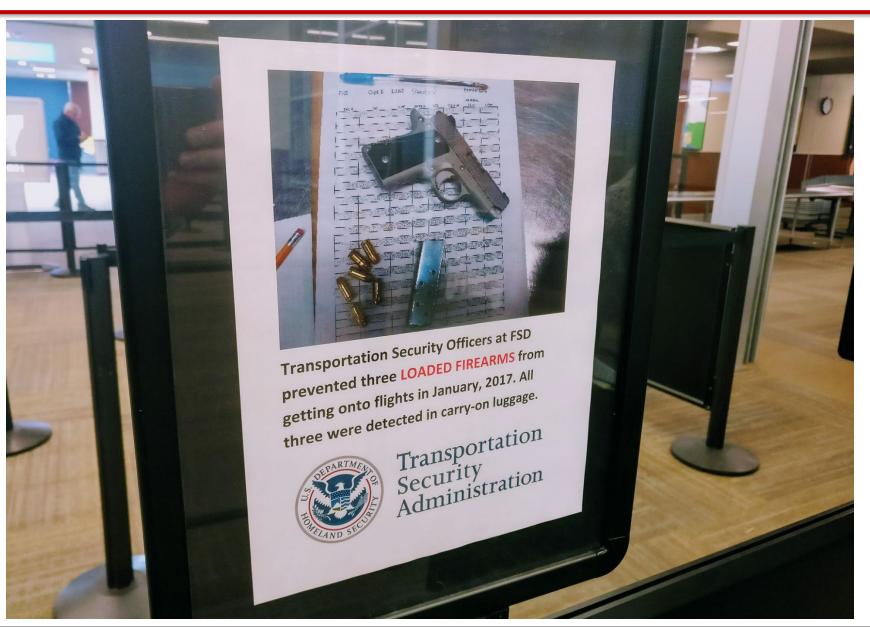
Firearm magazines and ammunition clips - whether loaded or empty - must be securely packed in a hard-sided case containing the unloaded firearm. Small arms ammunition not exceeding .75 caliber for a rifle or pistol and shotgun shells of any gauge, may be transported in the same case as the firearm.

Any type of replica firearm is prohibited in carry-on baggage and must be transported in checked luggage. However, rifle scopes can be transported in either carry-on or checked bags.

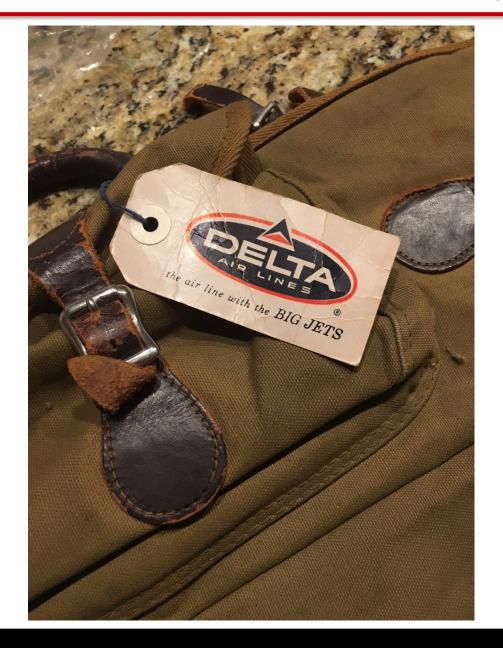
WHAT ARE THE OVERALL BASICS?



THIS IS CHECKED BAGGAGE ONLY (WAS THAT SOMEHOW UNCLEAR?)



THIS IS CHECKED BAGGAGE ONLY (THERE ONCE WAS A TIME!)





FIREARMS MUST BE DECLARED TO THE AIRLINE DURING CHECK-IN







Do Not Pack Flares



DO NOT PACK LOOSE PROPELLANT OR CAPS



DO NOT PACK REACTIVE TARGET MATERIALS



HERE'S SOMETHING YOU MAY NOT HAVE CONSIDERED



HERE'S SOMETHING YOU MAY NOT HAVE CONSIDERED





















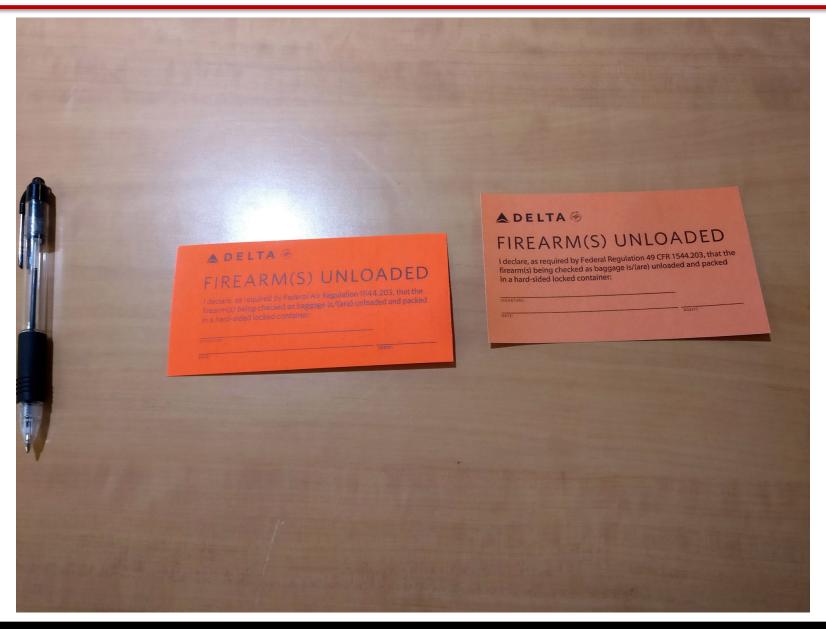




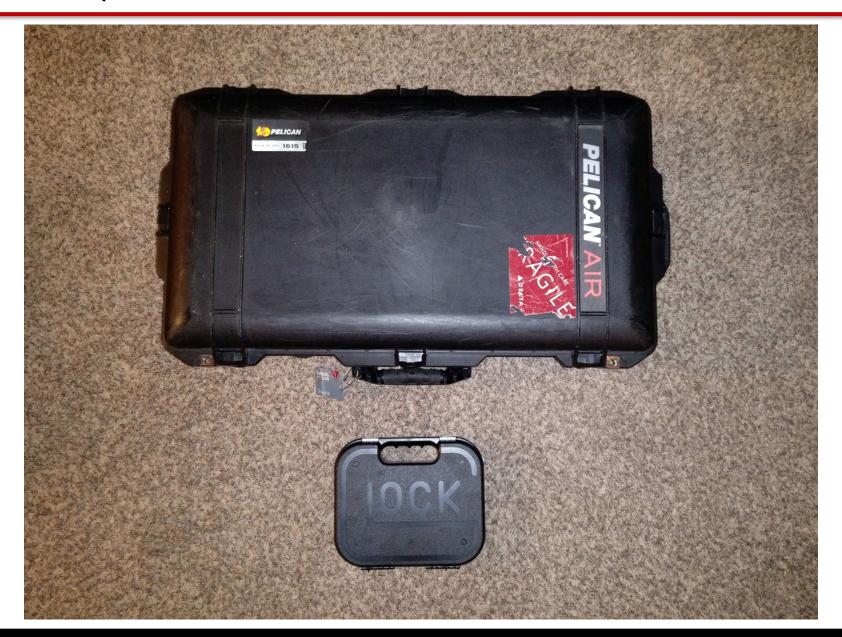
YOU DECLARE (OFTEN IN WRITING) THAT IT IS UNLOADED AND LOCKED



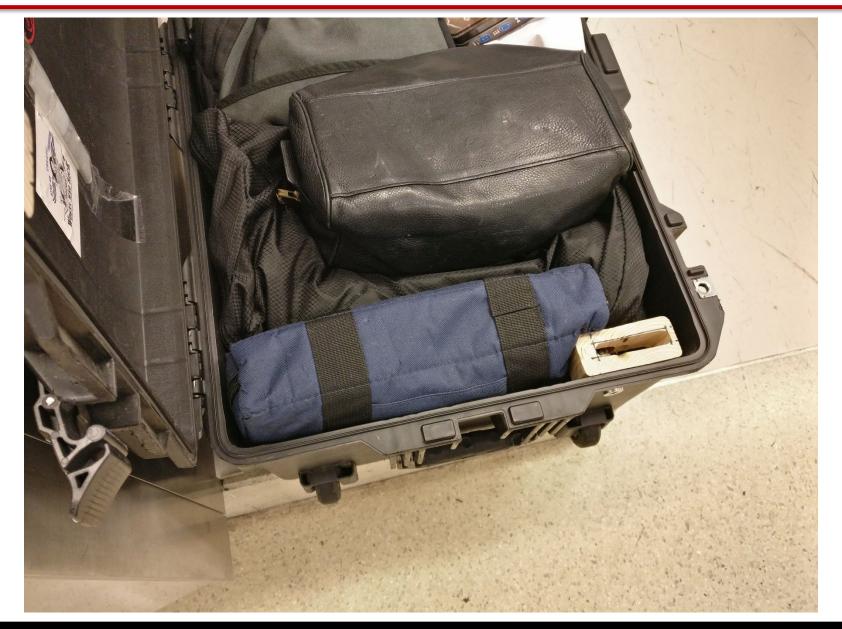
YOU DECLARE (OFTEN IN WRITING) THAT IT IS UNLOADED AND LOCKED



YOUR "LOCKABLE, HARD-SIDED CASE" CAN BE SMALL OR LARGE



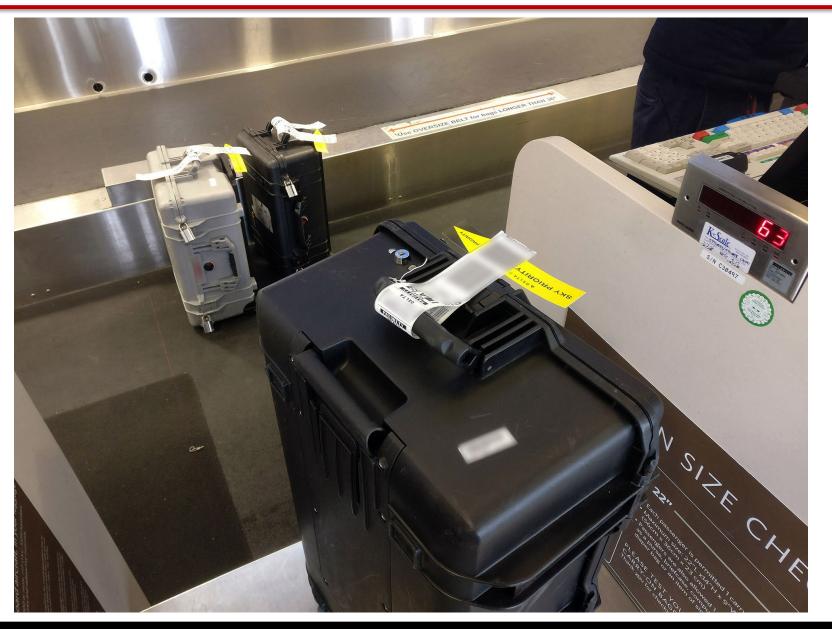
YOUR "LOCKABLE, HARD-SIDED CASE" CAN BE SMALL OR LARGE



YOUR LUGGAGE IS SUBJECT TO ALL OTHER AIRLINE POLICIES



YOUR LUGGAGE IS SUBJECT TO ALL OTHER AIRLINE POLICIES



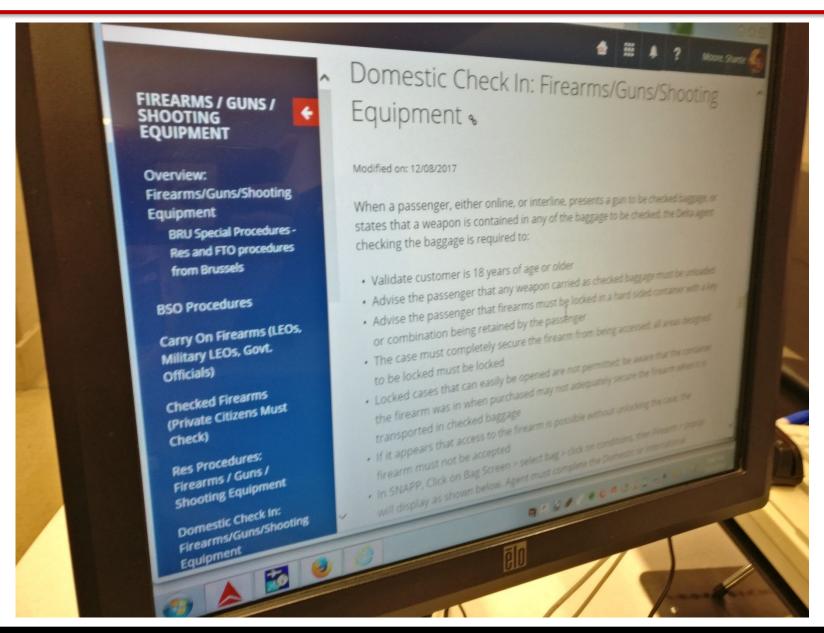
YOU MIGHT BE ASKED TO OPEN, DISPLAY, OR CLEAR YOUR GUNS



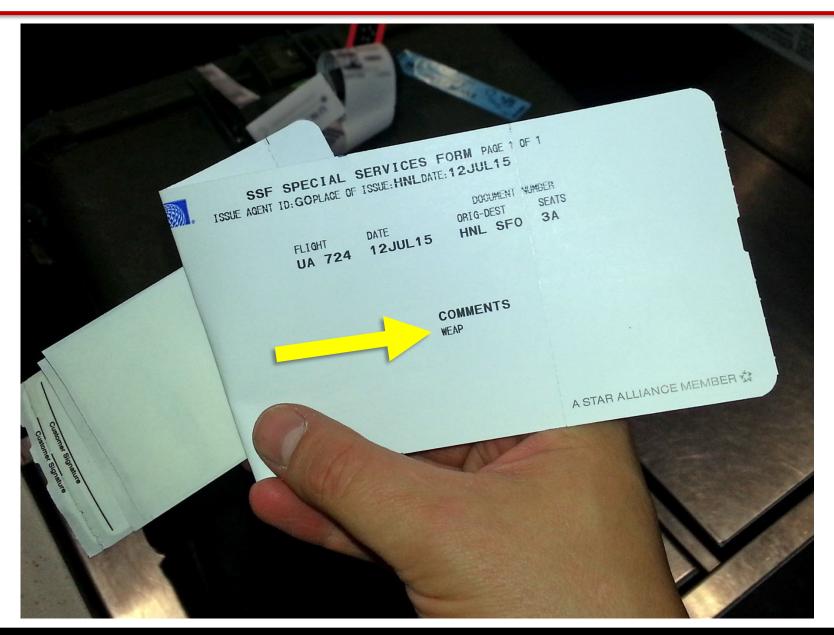
YOU MIGHT BE ASKED TO OPEN, DISPLAY, OR CLEAR YOUR GUNS



THE AIRLINE LIKELY WILL CODE/ENROLL YOUR LUGGAGE UNIQUELY



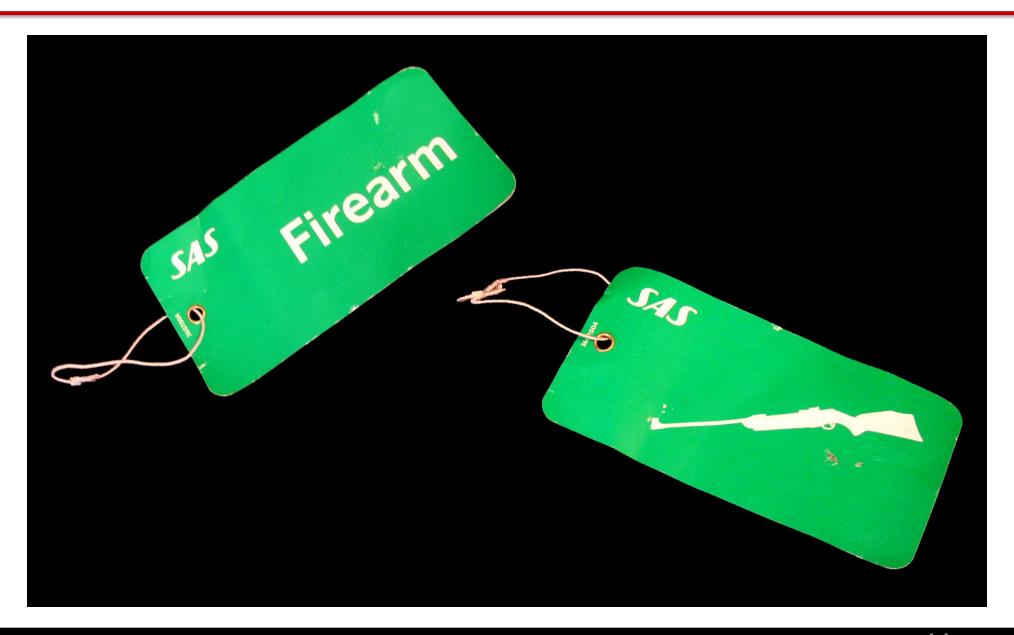
THE AIRLINE LIKELY WILL CODE/ENROLL YOUR LUGGAGE UNIQUELY



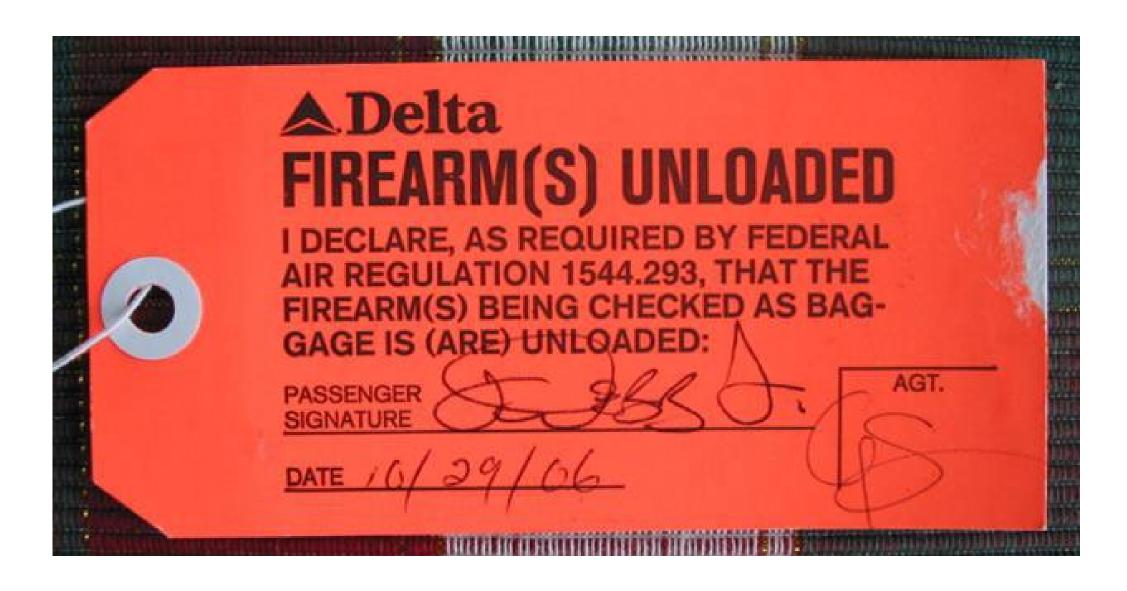
Does My Gun Case Get a Special Tag?



YOUR GUN CASE SHOULD NOT GET A TAG LIKE THIS



OLD DECLARATION CARDS WERE SOMETIMES "TAG" STYLE



SPECIAL DESIGNATION MARKERS CAN BE APPLIED, HOWEVER



Special Designation Markers Can Be Applied, However



Special Designation Markers Can Be Applied, However



SPECIAL DESIGNATION MARKERS CAN BE APPLIED, HOWEVER



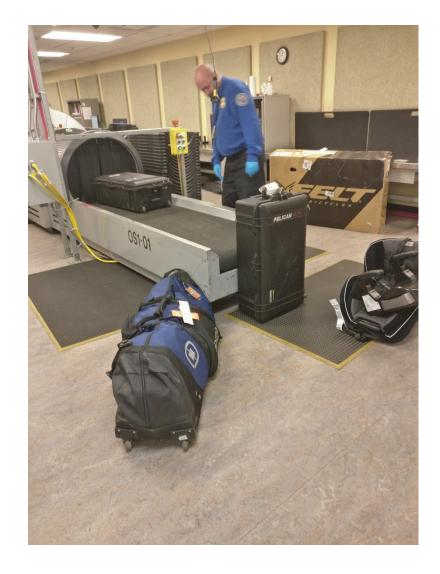
So How Does My Locked Bag Get Screened?



TSA AND CHECKED BAG SCREENING



BEST CASE SCENARIO: DIRECTLY IN FRONT OF YOU



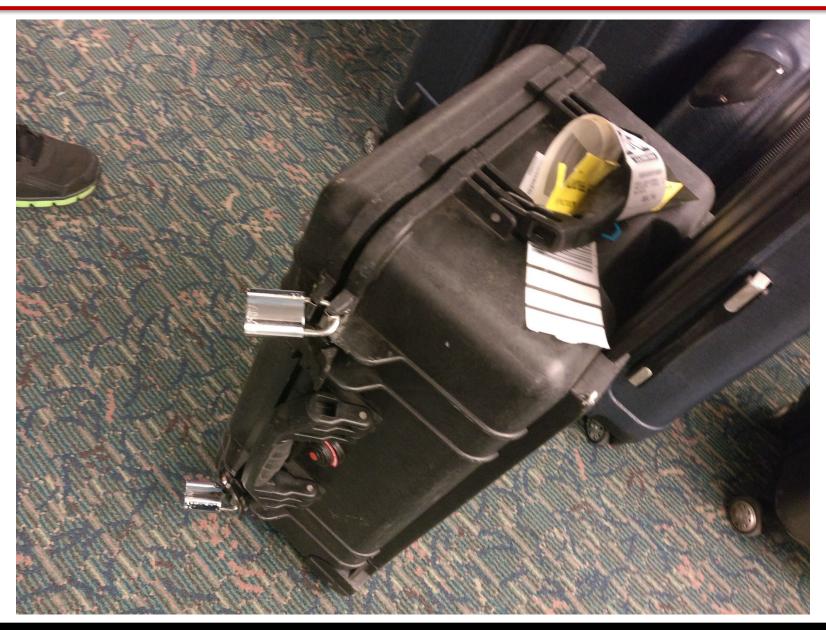




BE PREPARED FOR THE "FINGER CHECK"



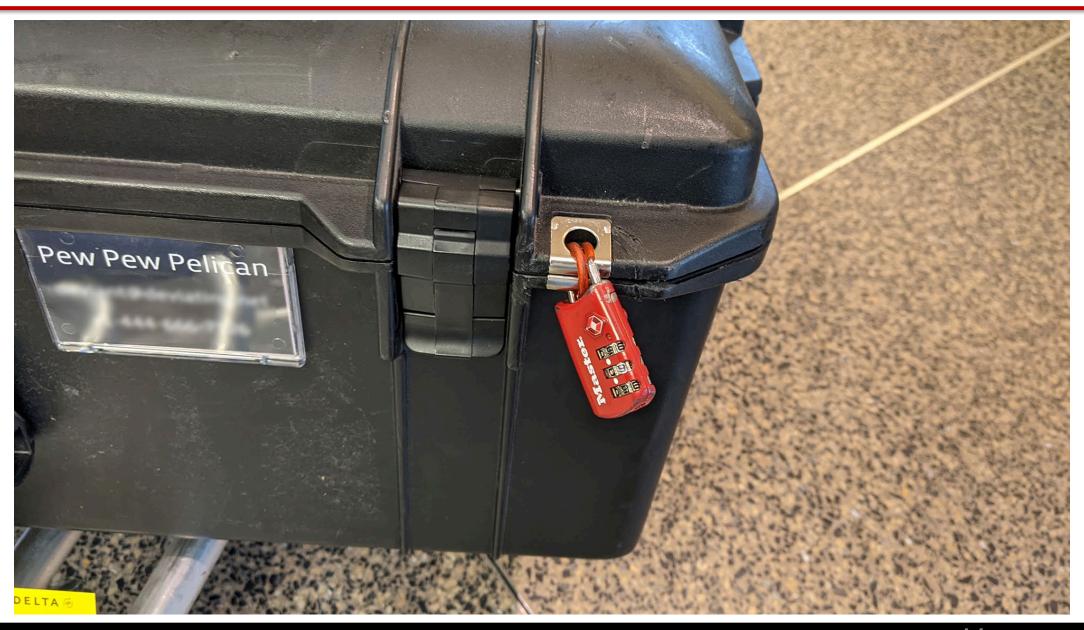
THERE IS A LOGIC TO THAT STANDARD



A NOTE ABOUT MINI CABLE LOCKS



A NOTE ABOUT MINI CABLE LOCKS

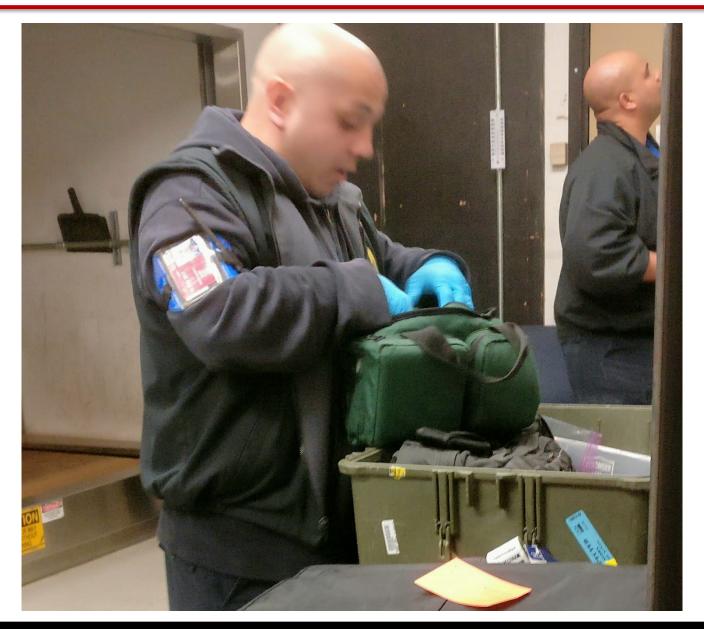


SOMETIMES THEY WILL TOUCH YOUR FIREARMS





SOMETIMES THEY ACT SURPRISED BY YOUR FIREARMS



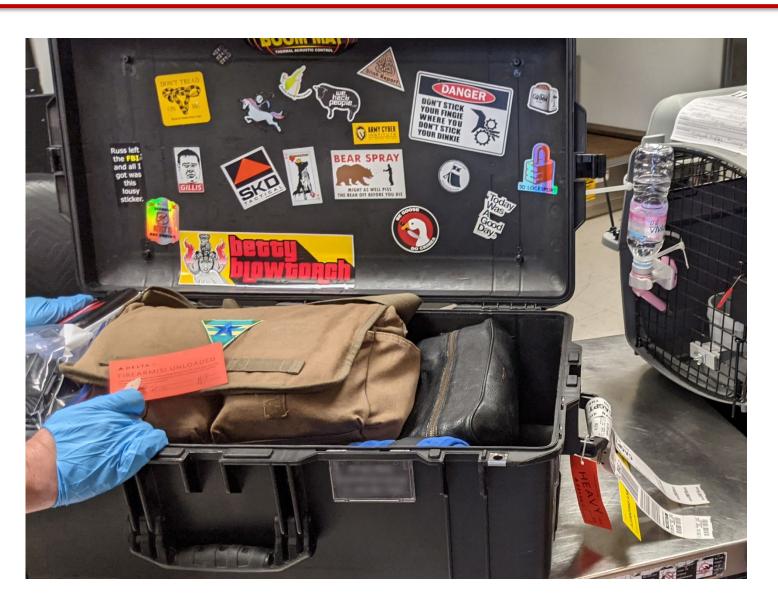
SOMETIMES THEY ACT AFRAID OF YOUR FIREARMS





SOMETIMES THEY ASK YOU TO RE-LOCK (OR EVEN RE-PACK)

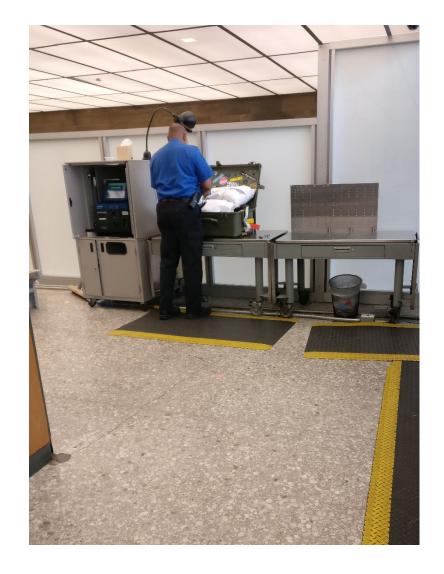




AN ALTERNATE TSA SCENARIO



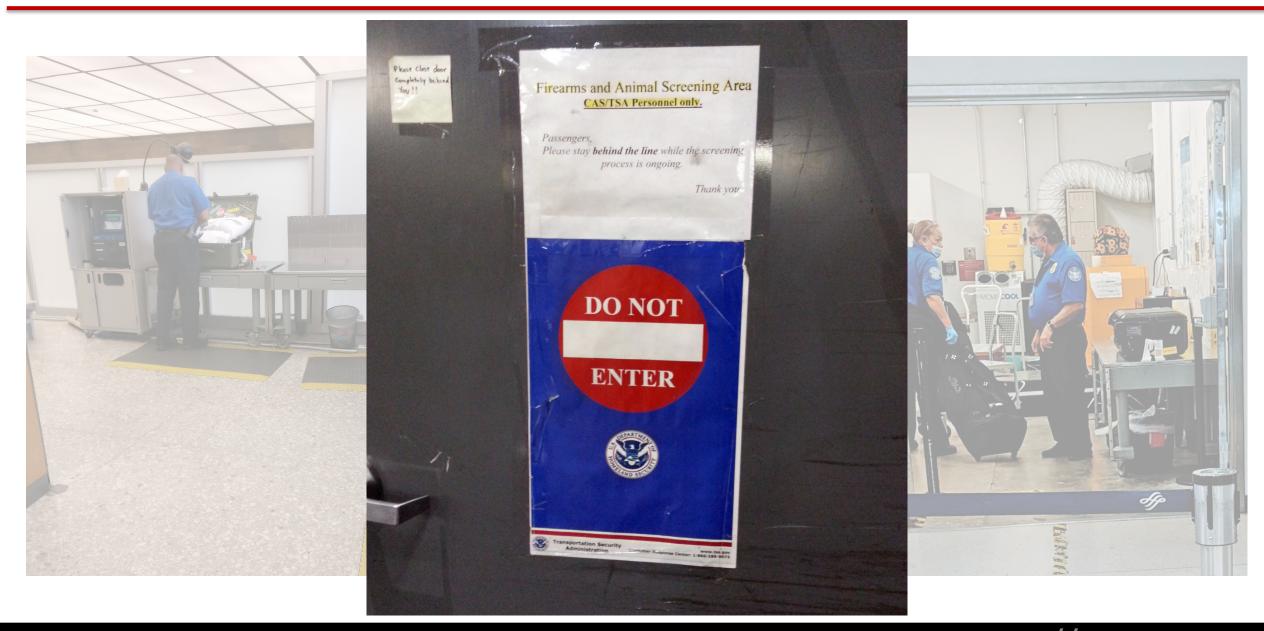
ALTERNATE SCENARIO: AWAY FROM YOU BUT WITHIN SIGHT





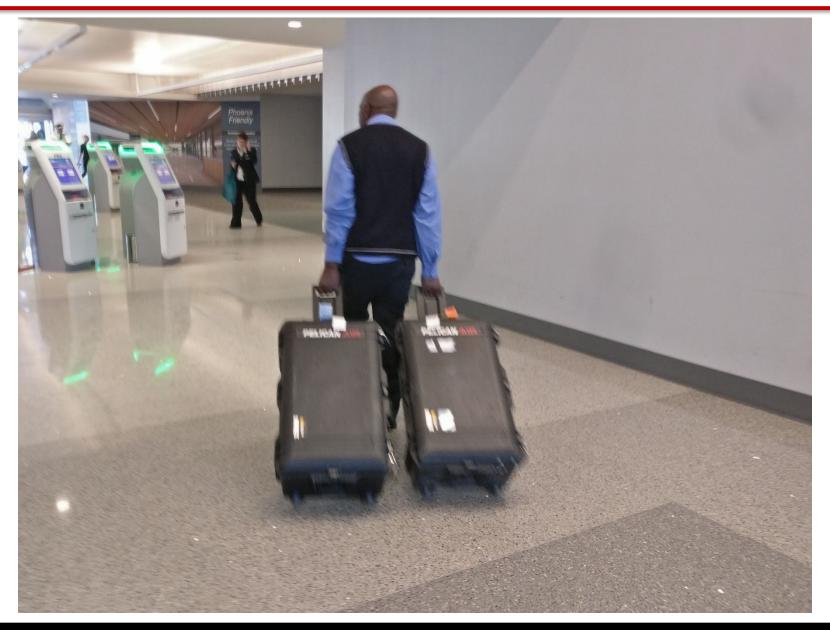


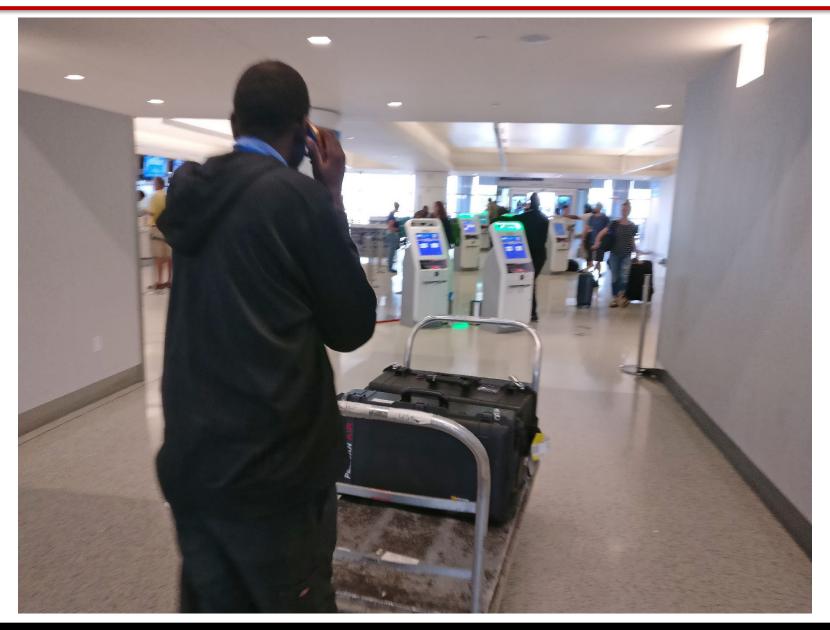
ALTERNATE SCENARIO: AWAY FROM YOU BUT WITHIN SIGHT



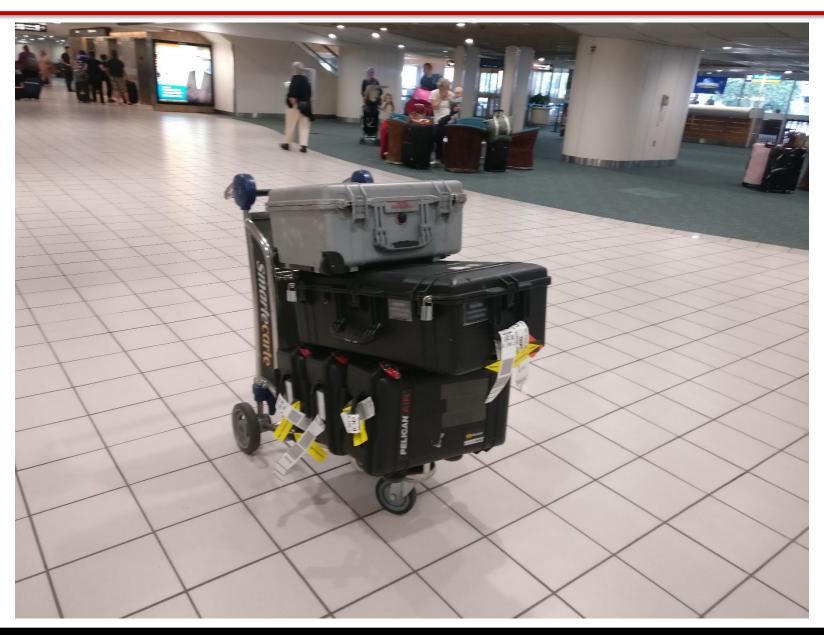
LESS IDEAL: IN THE NEXT ROOM... BUT THEY KNOW YOU'RE NEARBY







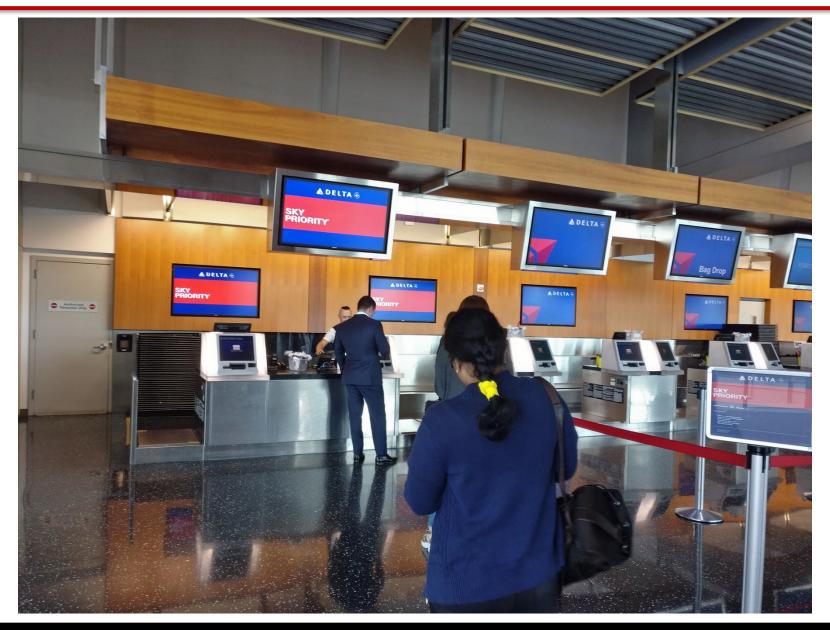




THEN THERE'S THE LEAST DESIRABLE SCENARIO



LEAST DESIRABLE: "JUST WAIT ABOUT TEN MINUTES"





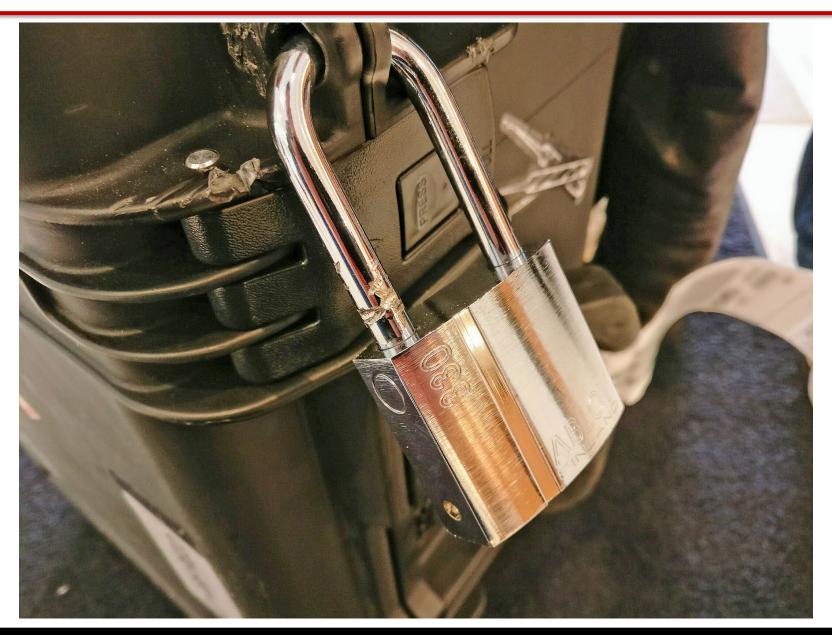








I'VE SEEN LOCK CUTTING ATTEMPTS



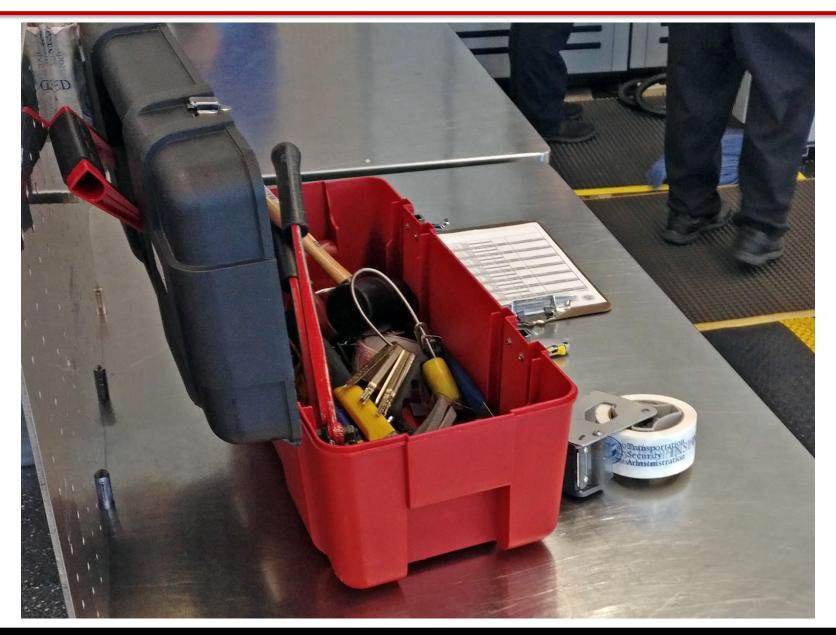
I'VE SEEN UNEXPECTED INSPECTIONS



I'VE SEEN UNEXPECTED INSPECTIONS



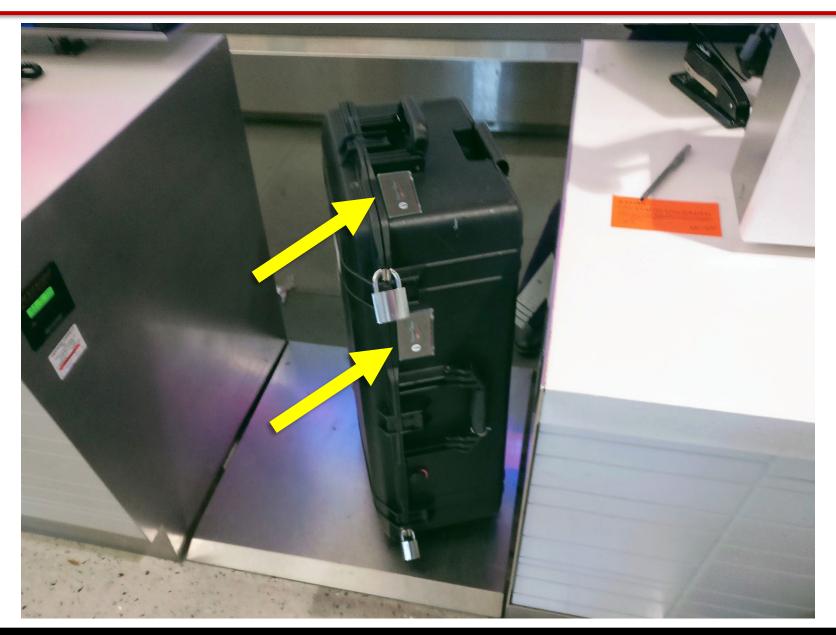
THE TSA HAS MANY TOOLS AND LOVES TO USE THEM



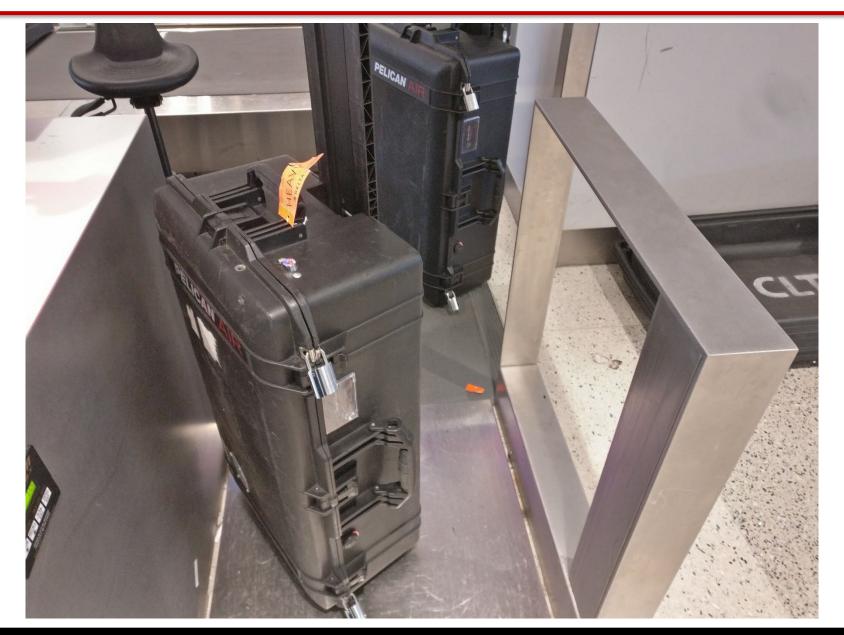
BEST WAYS TO MITIGATE TSA PROBLEMS



Name and Contact Information Clearly Visible



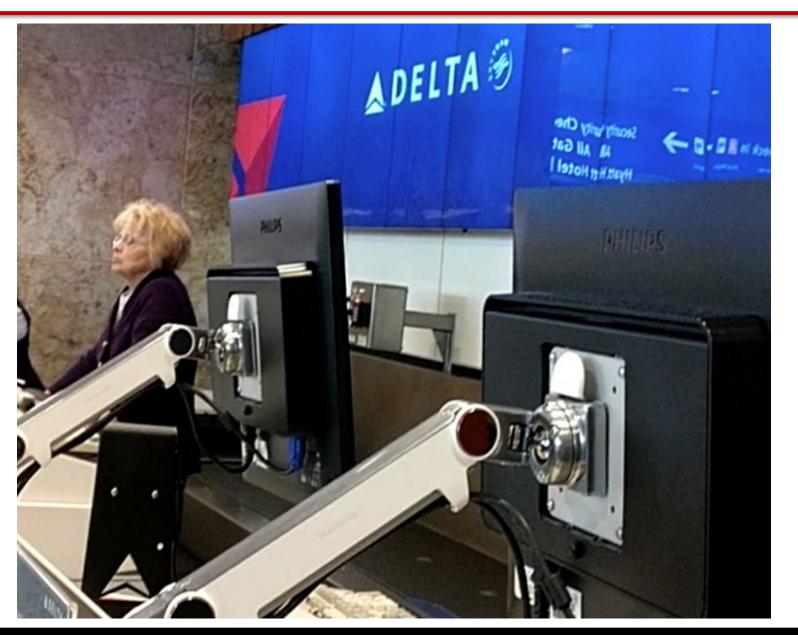
THE BIGGER POINT... NOT DISMISSING ONESELF AFTER BAGS GO BACK



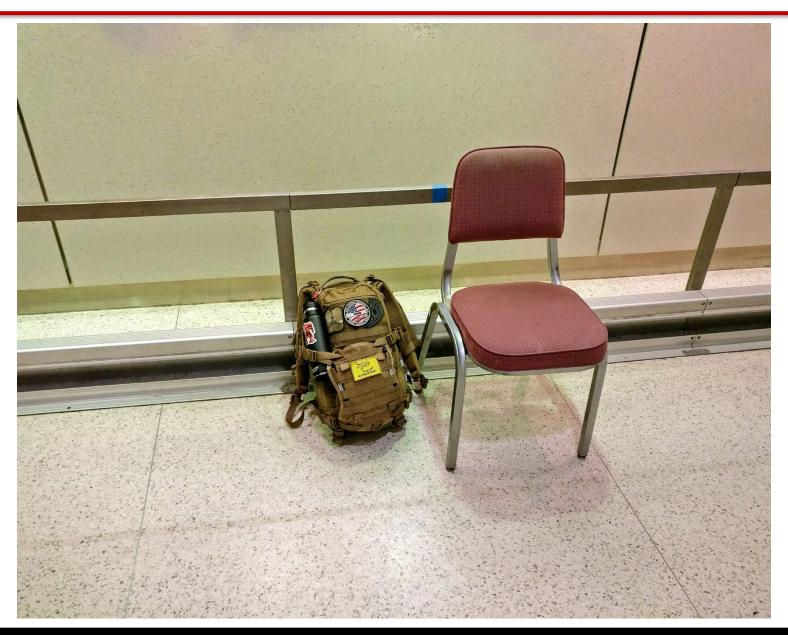
CROWDS MAY LOOK LIKE A PROBLEM... BUT THEY HELP YOU



BE A POLITELY PERSISTENT PROBLEM



BE PREPARED TO WAIT



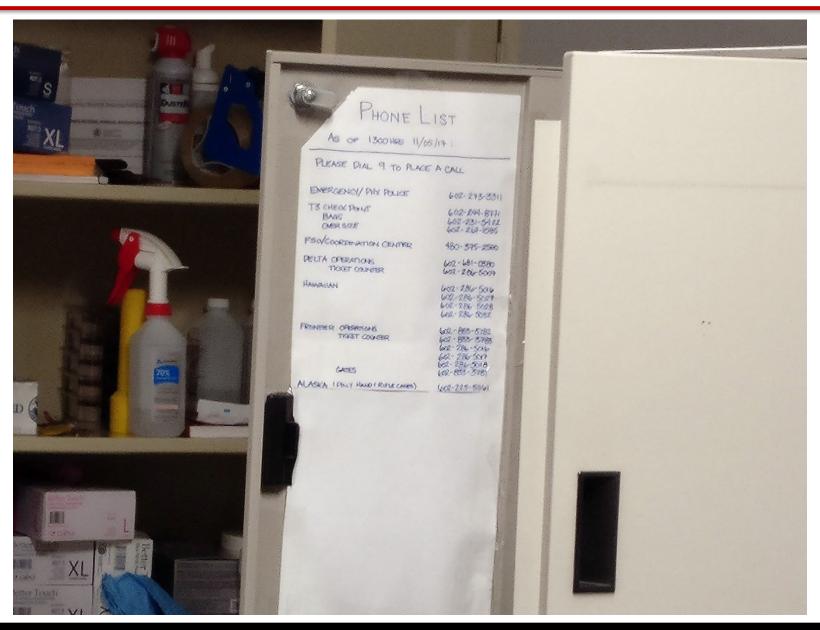
BE PREPARED TO WAIT



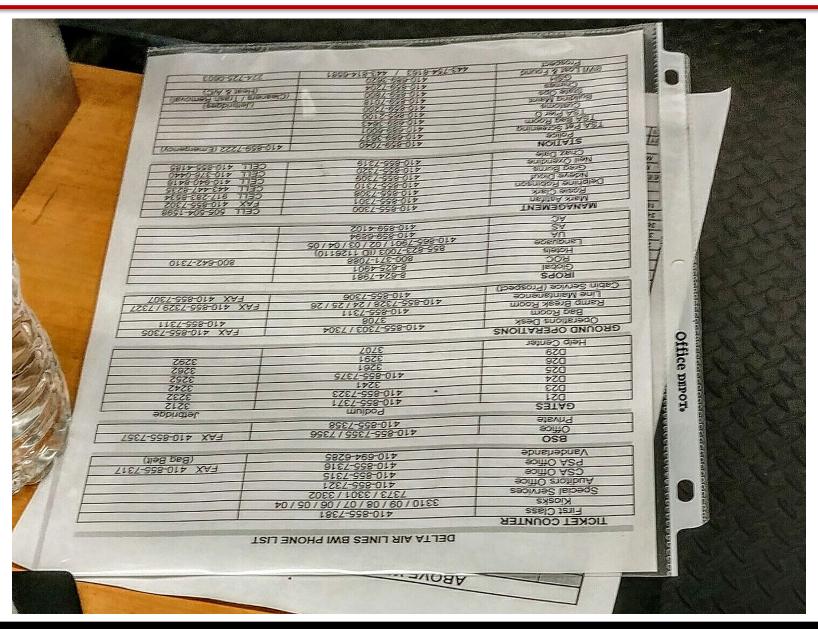
BECOME FAMILIAR WITH YOUR PRIMARY AIRPORTS

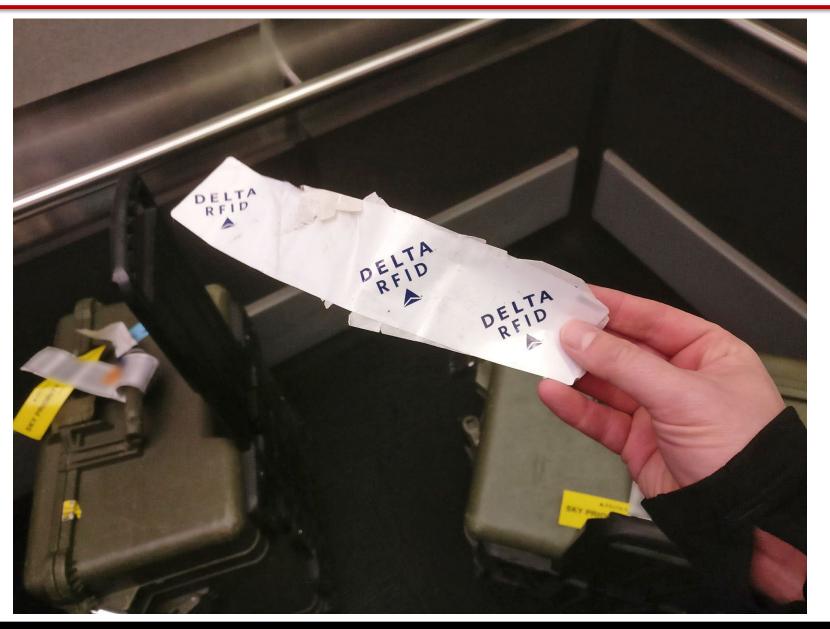


BECOME FAMILIAR WITH YOUR PRIMARY AIRPORTS

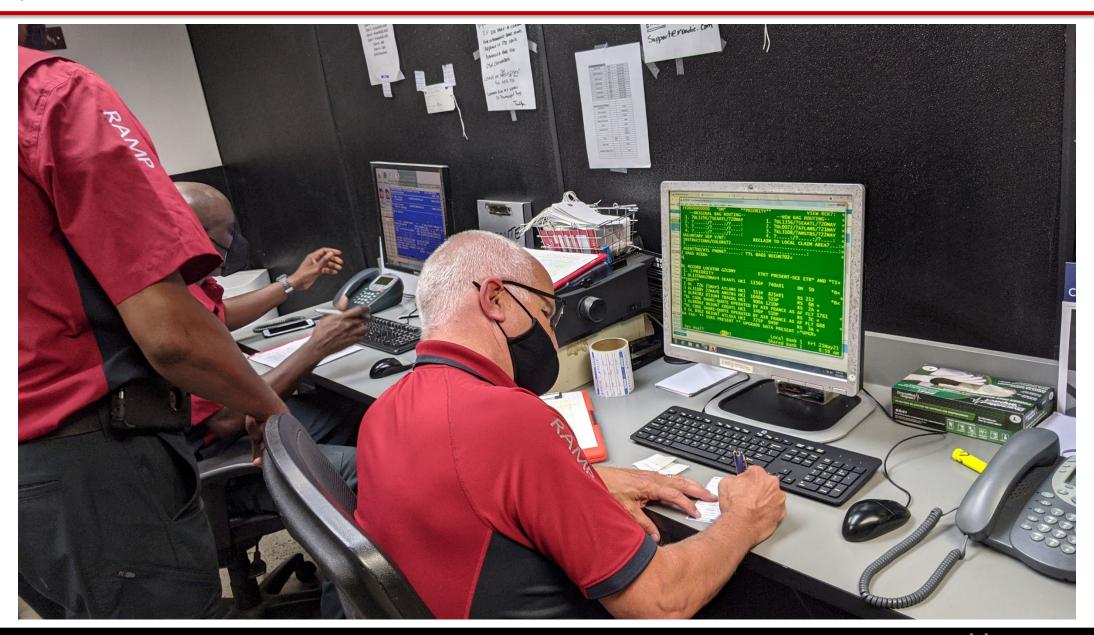


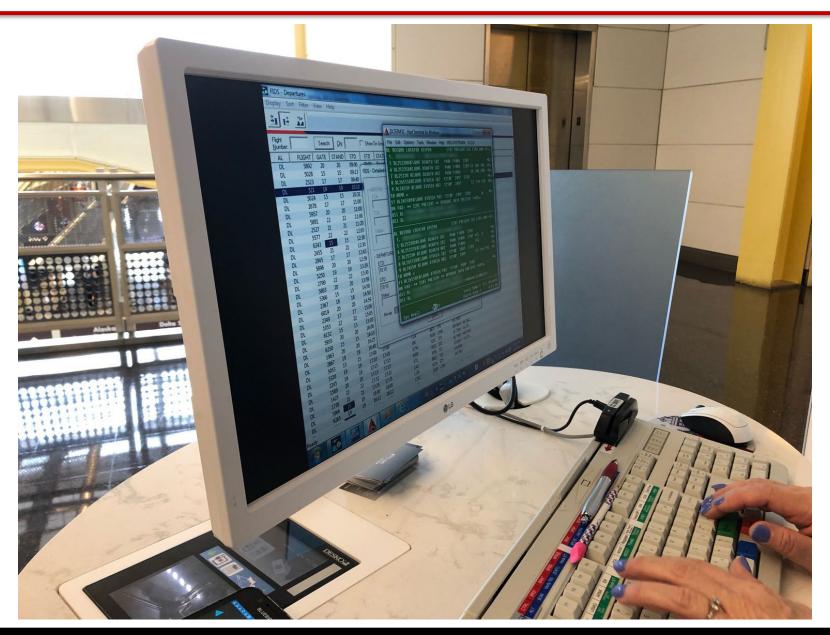
BECOME FAMILIAR WITH YOUR PRIMARY AIRPORTS













SOMETIMES I GET TO VISIT VERY INTERESTING PLACES IN AIRPORTS



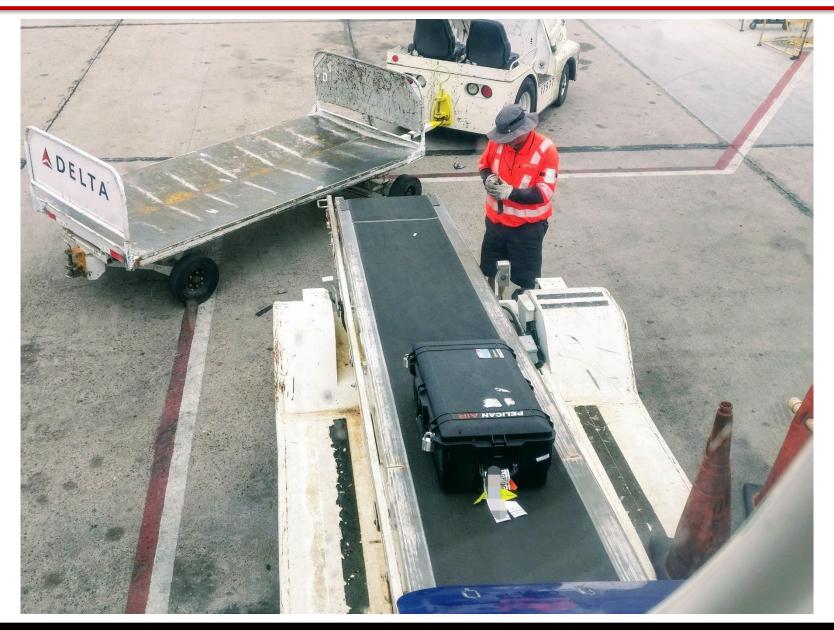
SOMETIMES SOMEONE FROM TSA ASKS ME FOR THE KEY



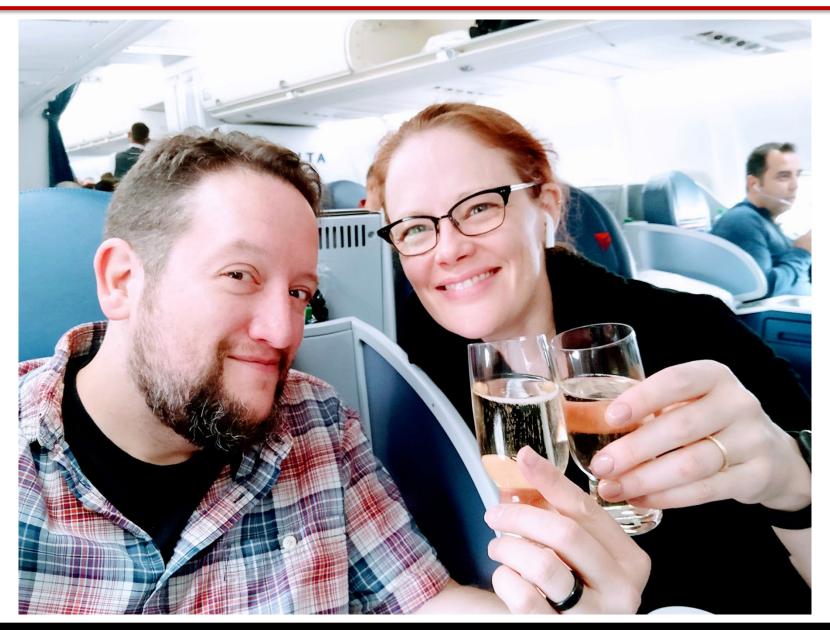
SOMETIMES SOMEONE FROM THE AIRLINE ASKS ME FOR THE KEY



THE PEACE OF MIND IS OFTEN WORTH THE EXTRA EFFORT



THEN YOU ENJOY YOUR FLIGHT!



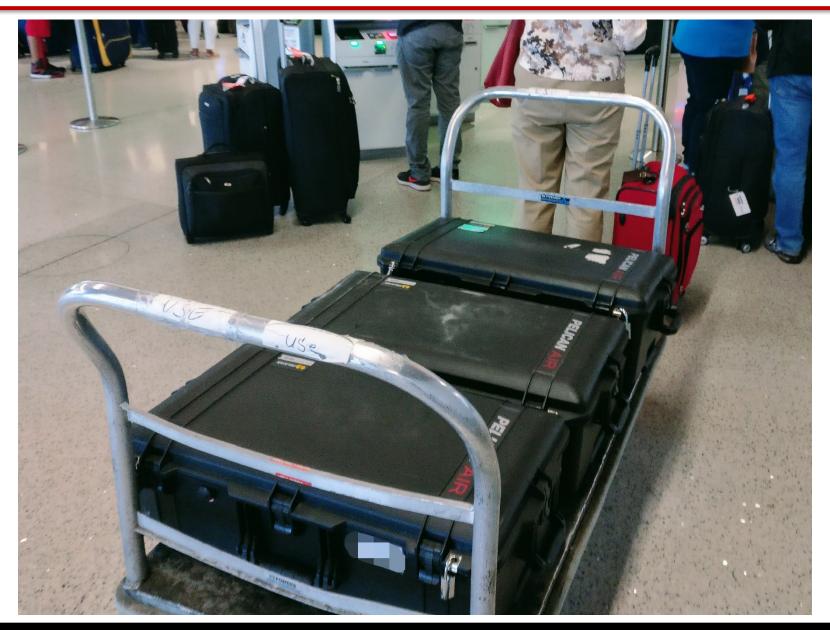
AFFAIRS AT YOUR DESTINATION



LUGGAGE ARRIVAL AND RECLAIM: DIRECTLY ON BELT



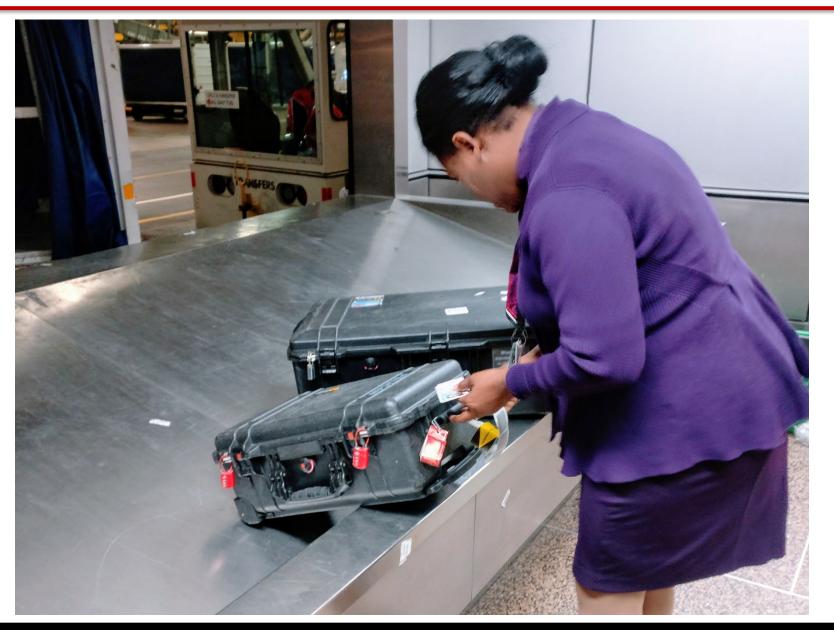
LUGGAGE ARRIVAL AND RECLAIM: DELIVERED BY RAMPER



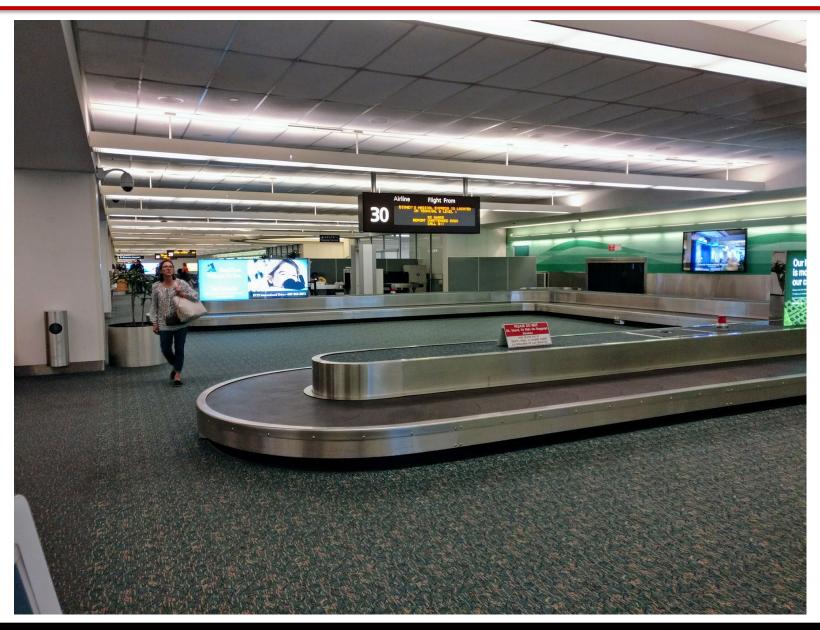
LUGGAGE ARRIVAL AND RECLAIM: ON AN OVERSIZE/SPECIAL BELT



LUGGAGE ARRIVAL AND RECLAIM: AT A ROLL-UP DOOR



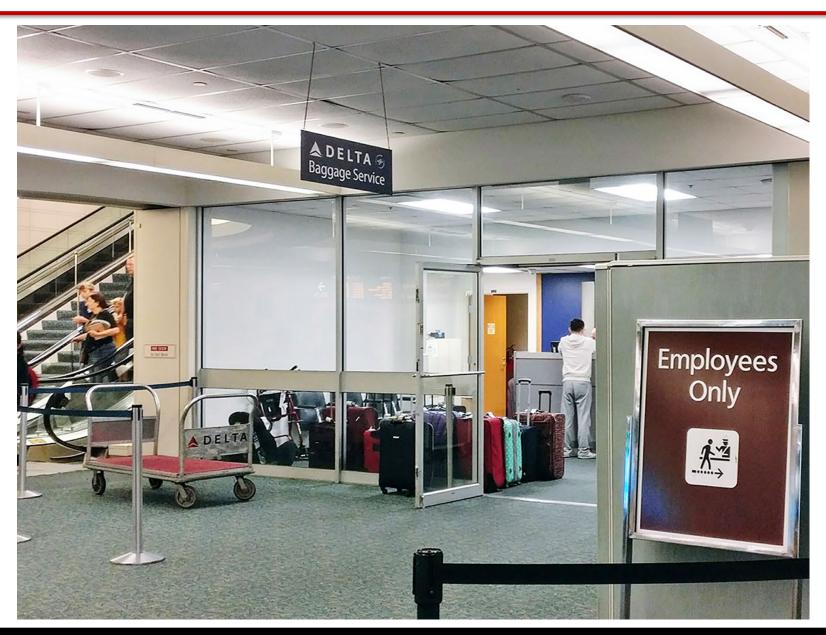
What if You Don't See It Anywhere at All?



WHAT IF YOU DON'T SEE IT ANYWHERE AT ALL?

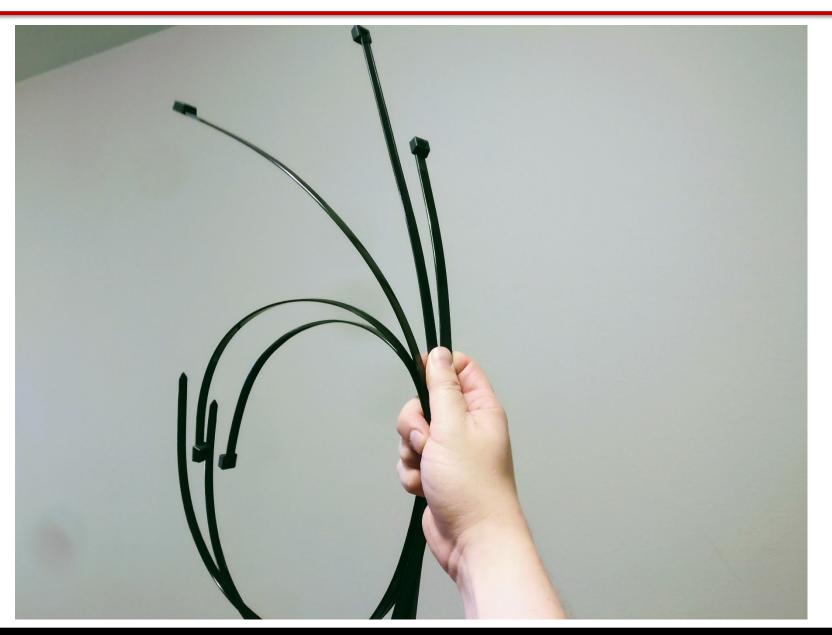


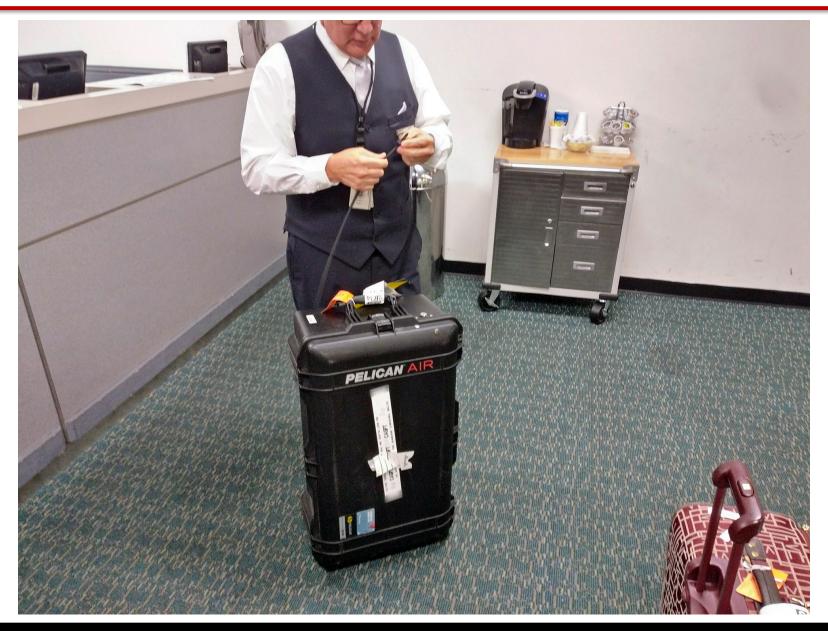
CHECK WITH THE BAGGAGE SERVICE OFFICE



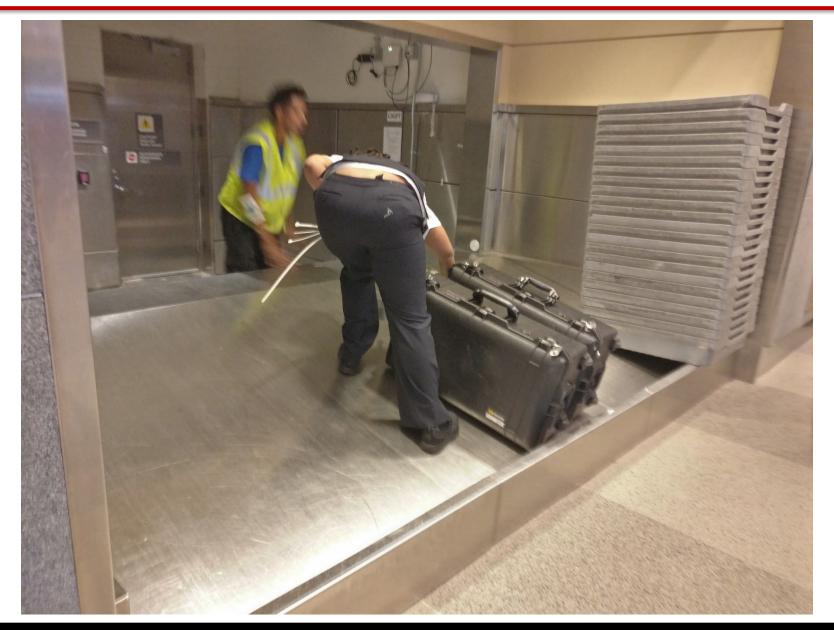
ONE SILLY THING YOU MIGHT ENCOUNTER

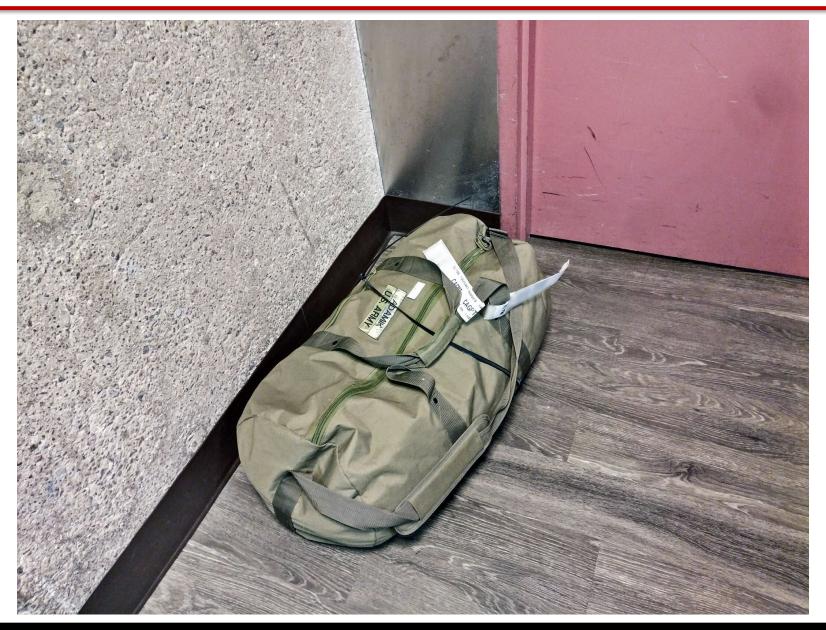




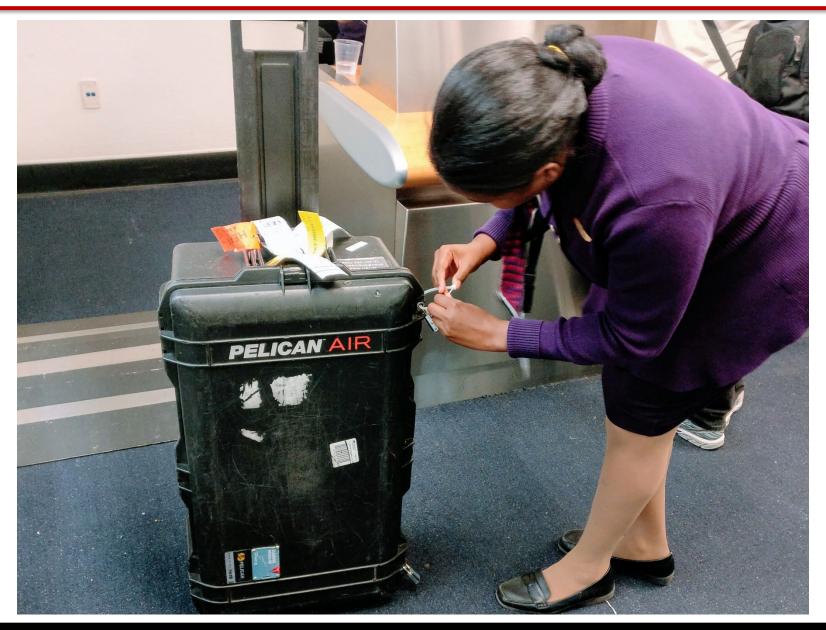


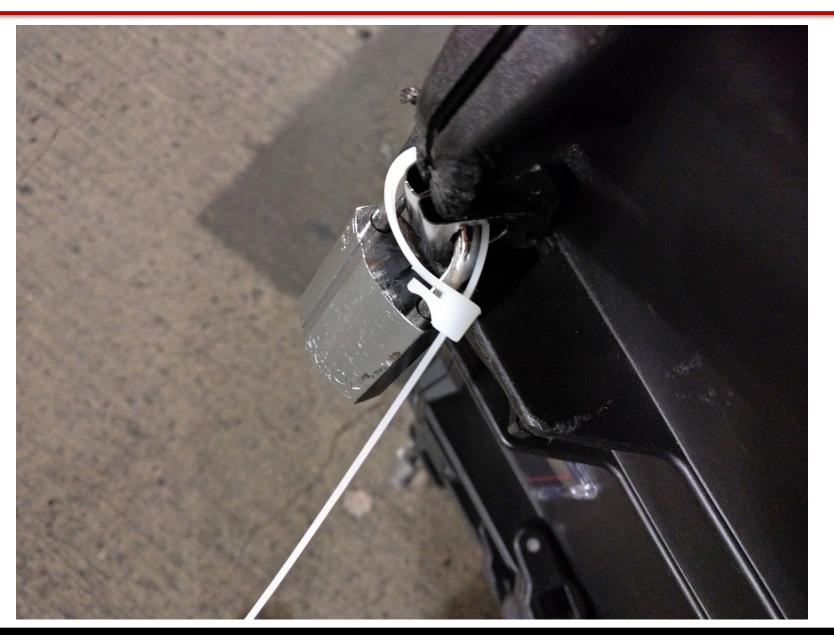






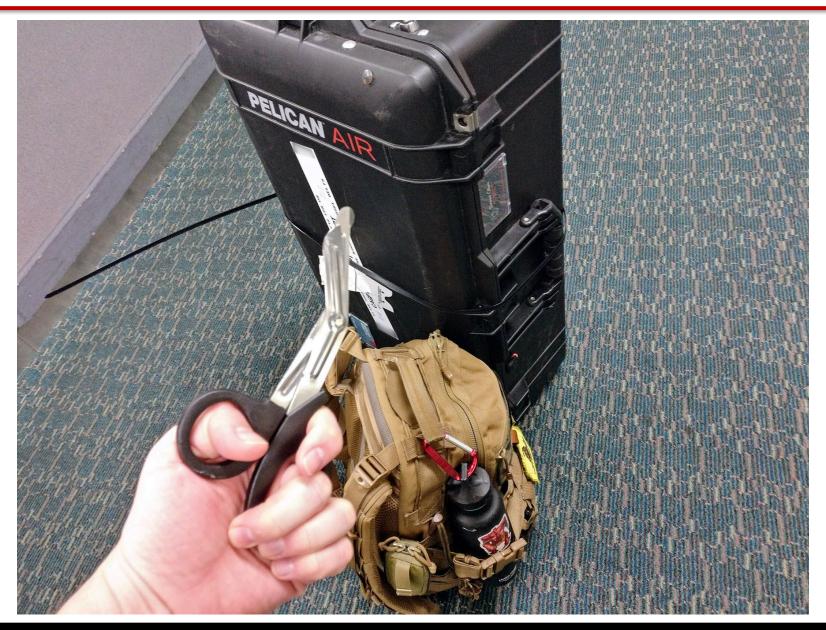




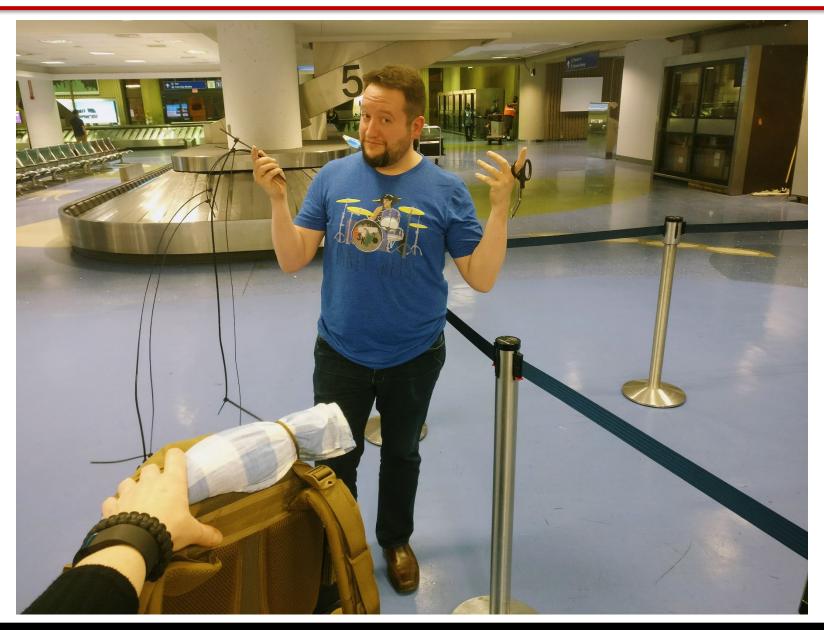


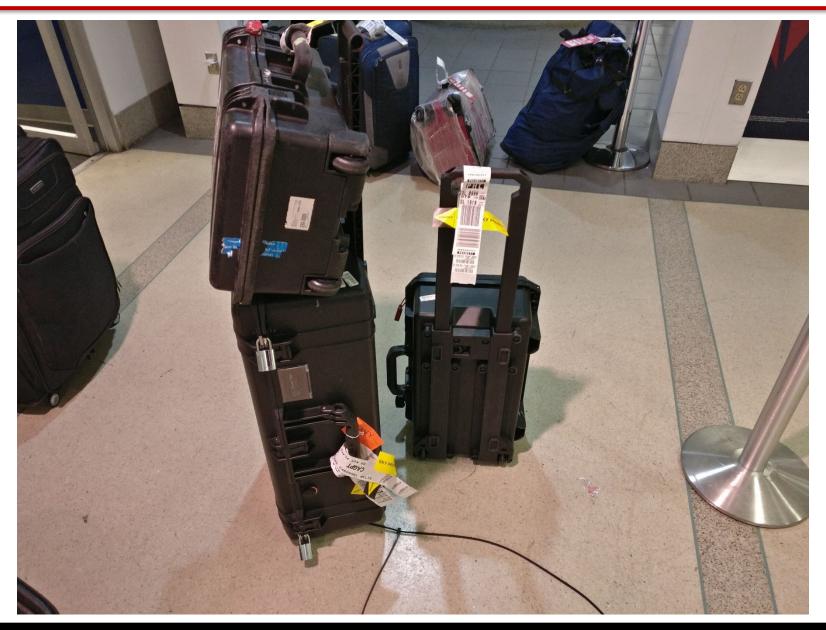


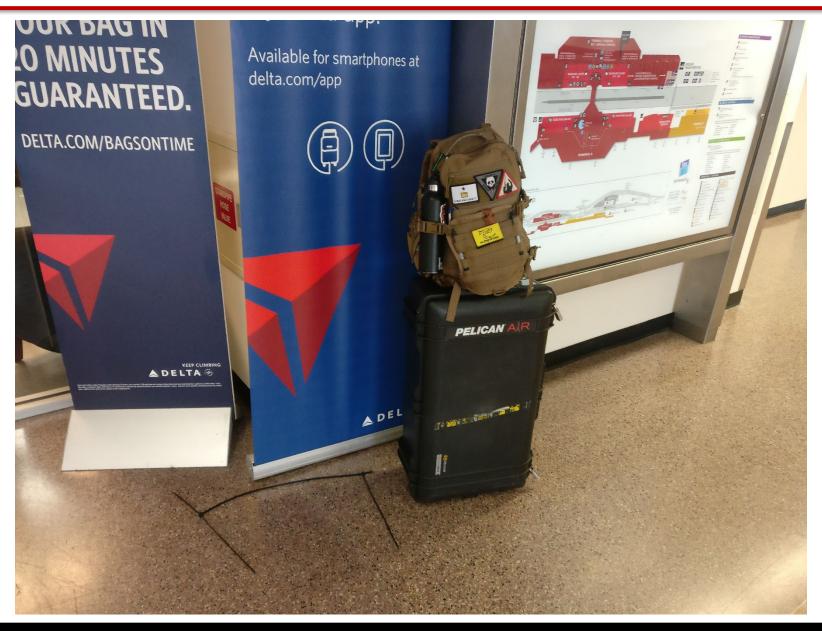


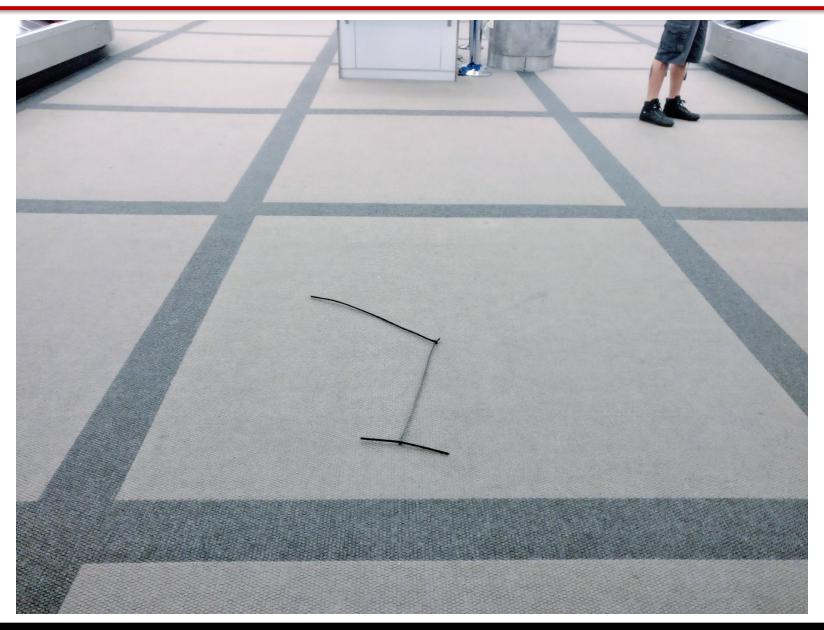








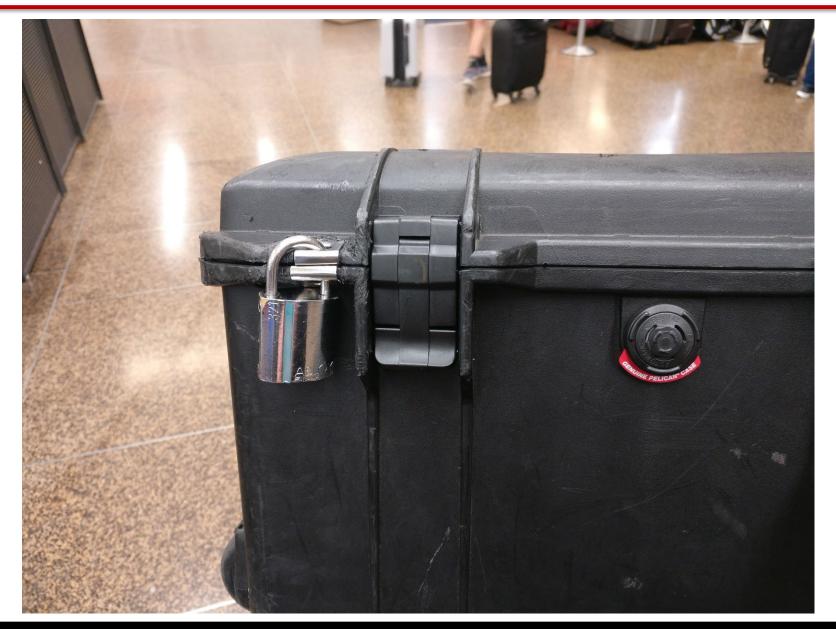




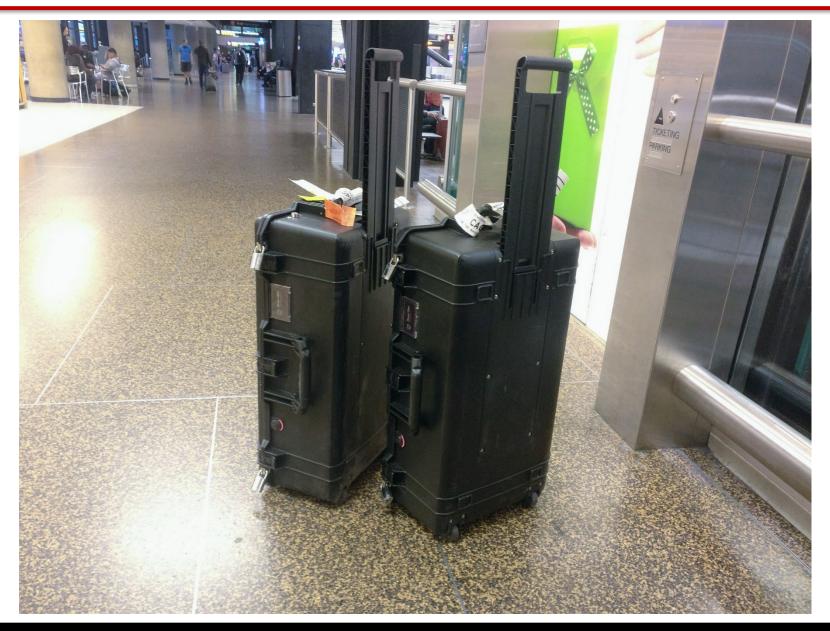
YOUR LOCKS ARE CLEARLY VISIBLE



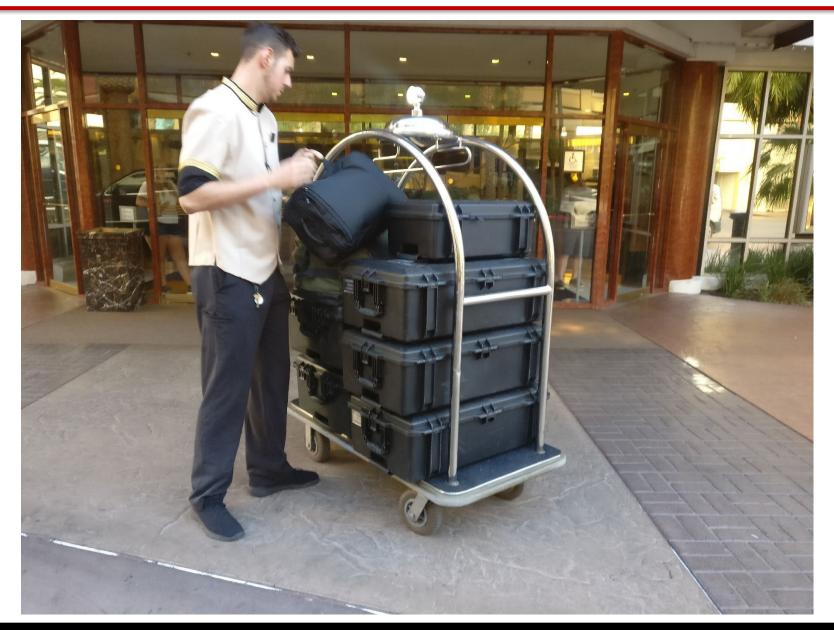
PEACE OF MIND... LOCKS AS SECURITY SEALS



PEACE OF MIND... LOCKS AS SECURITY SEALS



LOCKS ON OR OFF WHEN YOU CHECK-IN AT A HOTEL?

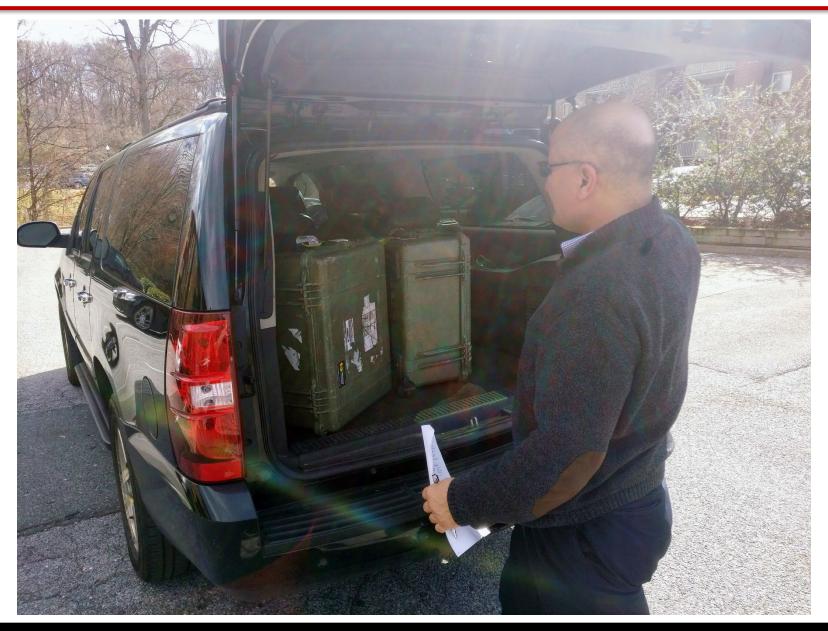


ANY PROBLEMS THAT CAN ARISE?













DAMAGED LUGGAGE



DAMAGED LUGGAGE



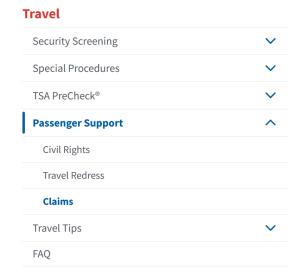
SIGNS OF TAMPERING OR ODD HANDLING



YOU CAN ALWAYS FILE A CLAIM



Home » Travel » Passenger Support





File a Claim Check Claim Status

Filing a Claim

You may file a claim if you are injured or your property is lost or damaged during the screening process.

Screening at certain airports is performed by private companies and not TSA.

Before clicking the 'File a Claim' button above, please review the list of airports that use private companies in the 'External Claims' section at the bottom of this page.

Once Submitted

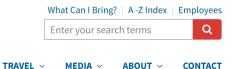
You will receive an acknowledgement letter with instructions and a control number four to six weeks after you submit your claim form. Please save your control number; you will need it when communicating with TSA and to check your status.

The Federal Tort Claims Act governs the way your claim is processed and establishes your rights in regard to your claim. If your claim is denied or has not been resolved within six months of the date it was properly presented to TSA, you may file suit in an appropriate U.S. District Court.

Processing

Please allow up to six months to fully investigate your claim. Claims that require law enforcement investigation may take longer.

All claims are investigated thoroughly and the final decision to approve a claim rests with TSA. If your claim is approved, you will receive a letter and form to complete regarding settlement agreement and/or payment methods.

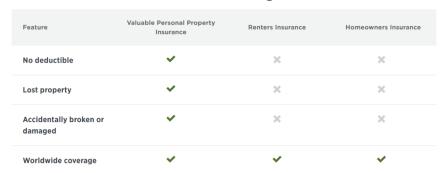




INSURANCE COVERAGE



VPP insurance delivers extra protection.



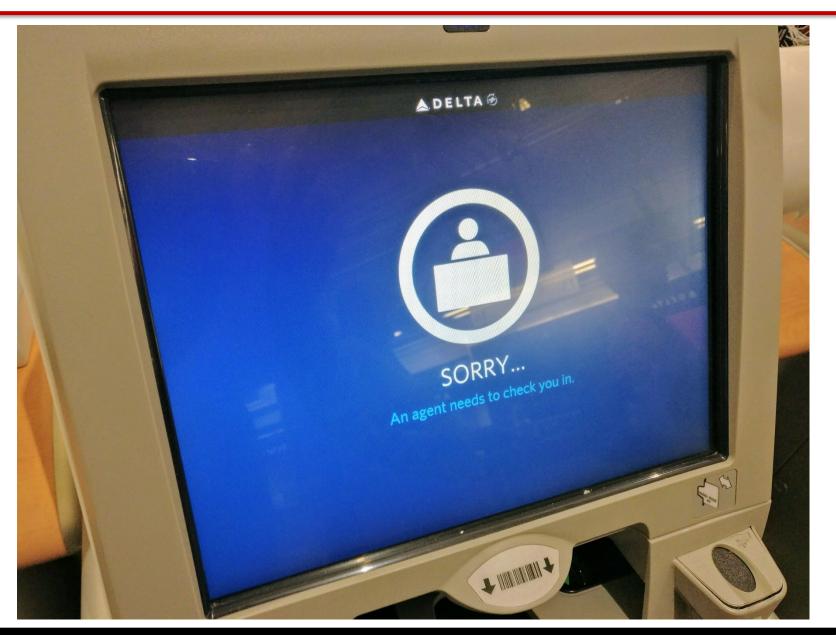
What items are covered under a VPP policy?



ONE OTHER BIT OF ODDNESS



OPEN ITINERARIES CAN WORK DIFFERENTLY THAN EXPECTED



OVERALL RULES AND BEST PRACTICES



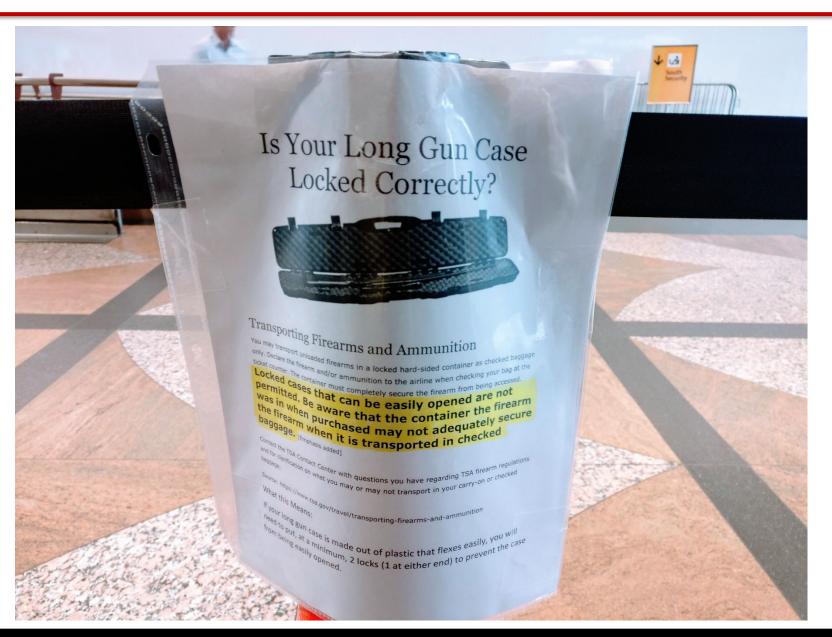
HARD-SIDED, LOCKABLE STORAGE



CASES WITH WHEELS CAN BE SUPER HELPFUL



DO THE "FINGER TEST" AT HOME BEFORE YOU FLY



BE PREPARED: LOCKS ON "ALL AREAS DESIGNED TO ACCEPT LOCKS"



MULTIPLE FIREARMS... AIRLINE POLICIES CAN VARY



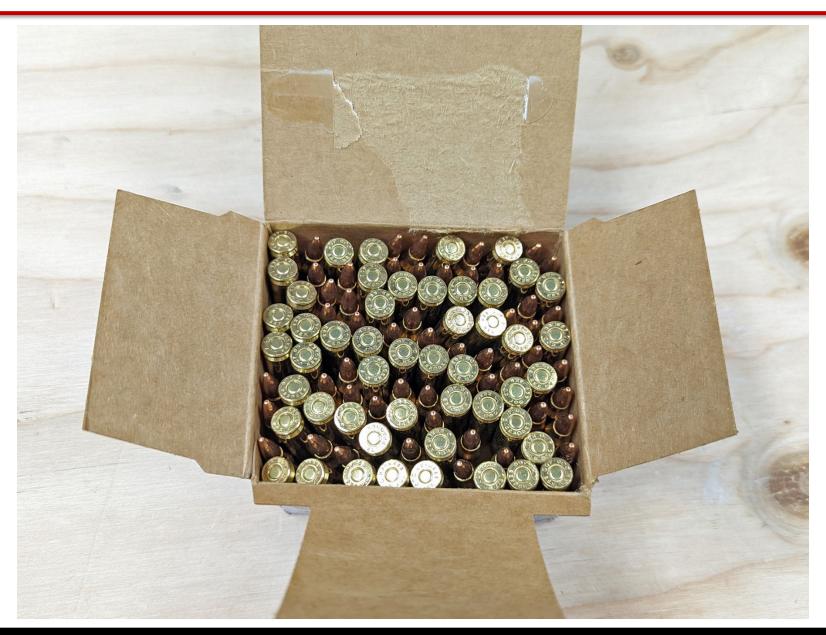
















A NOTE ABOUT HOW I TRANSPORT MY AMMO



A NOTE ABOUT HOW I TRANSPORT MY AMMO



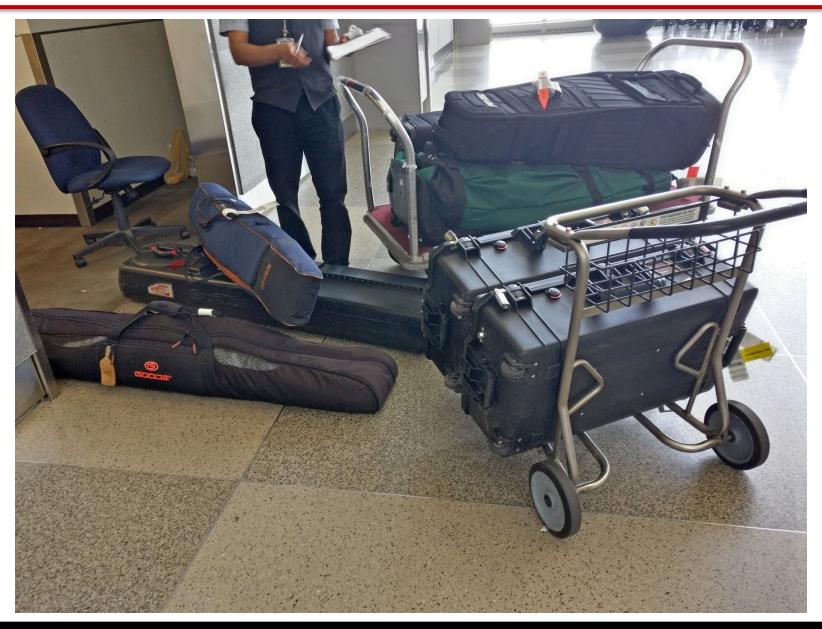
A NOTE ABOUT HOW I TRANSPORT MY AMMO



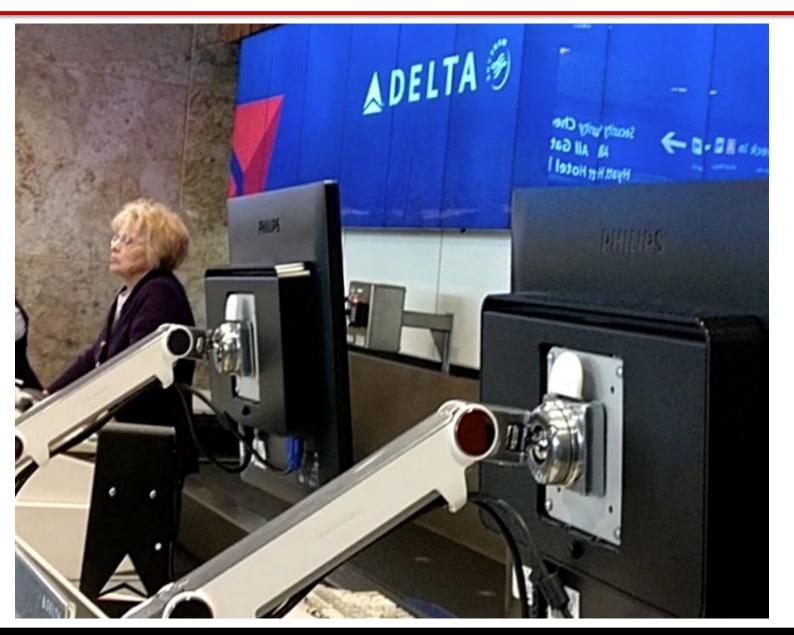
Another Thing that I Do, Depending on Jurisdiction

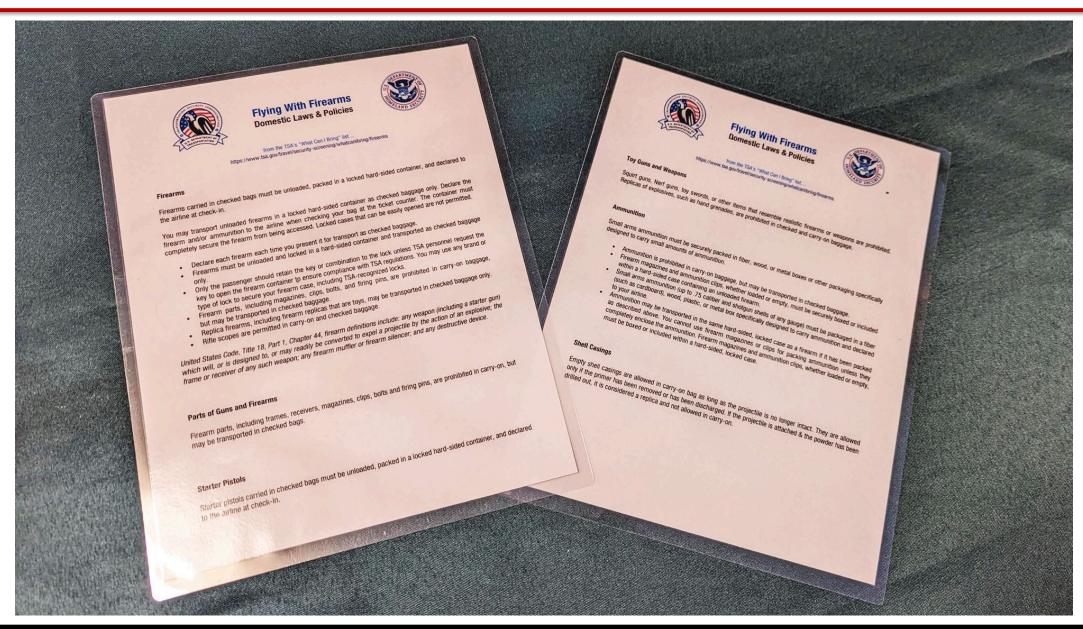


HANG ON TO THAT CART



Don't Dismiss Yourself Until You Have Confirmation







Flying With Firearms Domestic Laws & Policies



from the TSA's "What Can I Bring" list... https://www.tsa.gov/travel/security-screening/whatcanibring/firearms

Firearms

Firearms carried in checked bags must be unloaded, packed in a locked hard-sided container, and declared to the airline at check-in

You may transport unloaded firearms in a locked hard-sided container as checked baggage only. Declare the firearm and/or ammunition to the airline when checking your bag at the ticket counter. The container must completely secure the firearm from being accessed. Locked cases that can be easily opened are not permitted.

- · Declare each firearm each time you present it for transport as checked baggage.
- Firearms must be unloaded and locked in a hard-sided container and transported as checked baggage
 only.
- Only the passenger should retain the key or combination to the lock unless TSA personnel request the key to open the firearm container to ensure compliance with TSA regulations. You may use any brand or type of lock to secure your firearm case, including TSA-recognized locks.
- Firearm parts, including magazines, clips, bolts, and firing pins, are prohibited in carry-on baggage, but may be transported in checked baggage.
- Replica firearms, including firearm replicas that are toys, may be transported in checked baggage only.
- · Rifle scopes are permitted in carry-on and checked baggage.

United States Code, Title 18, Part 1, Chapter 44, firearm definitions include: any weapon (including a starter gun) which will, or is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any firearm muffler or firearm silencer; and any destructive device.

Parts of Guns and Firearms

Firearm parts, including frames, receivers, magazines, clips, bolts and firing pins, are prohibited in carry-on, but may be transported in checked bags.

Starter Pistols

Starter pistols carried in checked bags must be unloaded, packed in a locked hard-sided container, and declared to the airline at check-in.



Flying With Firearms Domestic Laws & Policies



from the TSA's "What Can I Bring" list... https://www.tsa.gov/travel/security-screening/whatcanibring/firearms

Toy Guns and Weapons

Squirt guns, Nerf guns, toy swords, or other items that resemble realistic firearms or weapons are prohibited. Replicas of explosives, such as hand grenades, are prohibited in checked and carry-on baggage.

Ammunition

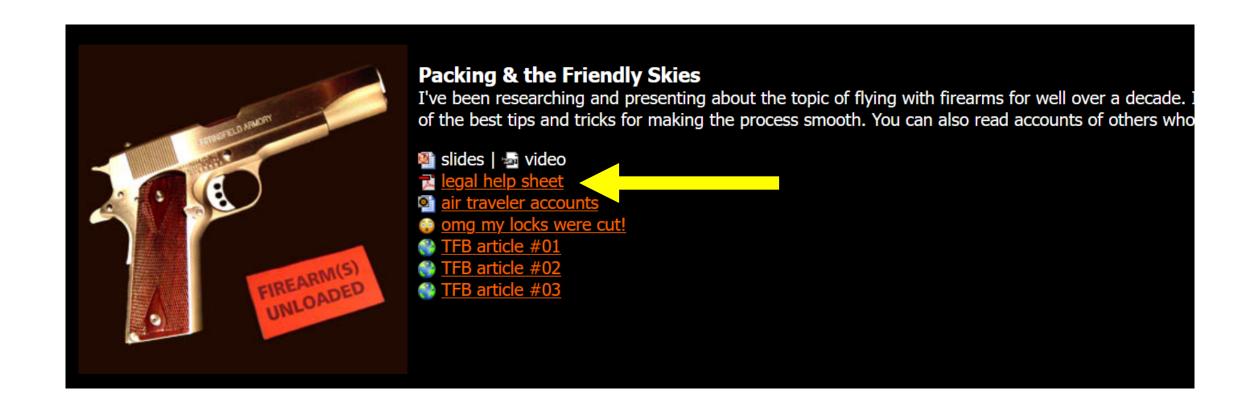
Small arms ammunition must be securely packed in fiber, wood, or metal boxes or other packaging specifically designed to carry small amounts of ammunition.

- · Ammunition is prohibited in carry-on baggage, but may be transported in checked baggage
- Firearm magazines and ammunition clips, whether loaded or empty, must be securely boxed or included within a hard-sided case containing an unloaded firearm.
- Small arms ammunition (up to .75 caliber and shotgun shells of any gauge) must be packaged in a fiber (such as cardboard), wood, plastic, or metal box specifically designed to carry ammunition and declared to your airline.
- Ammunition may be transported in the same hard-sided, locked case as a firearm if it has been packed
 as described above. You cannot use firearm magazines or clips for packing ammunition unless they
 completely enclose the ammunition. Firearm magazines and ammunition clips, whether loaded or empty,
 must be boxed or included within a hard-sided, locked case.

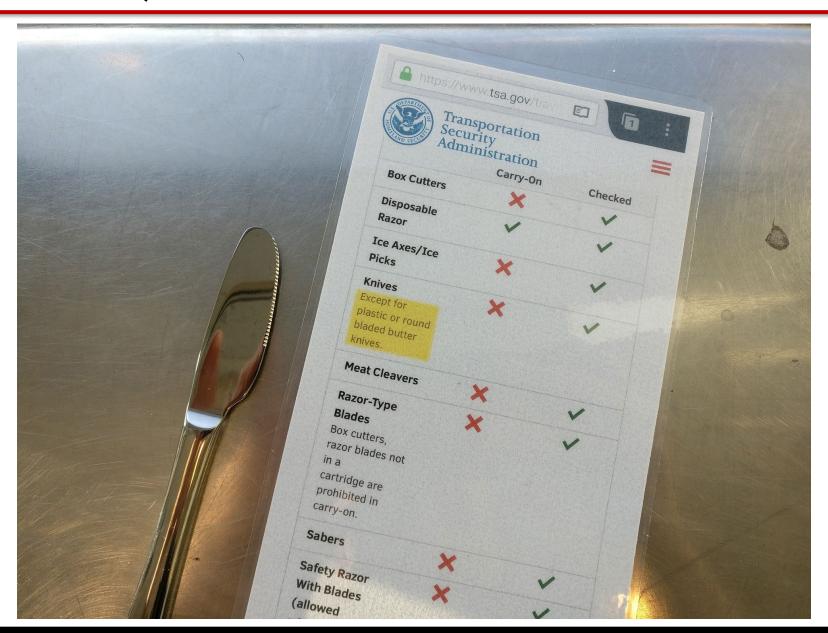
Shell Casings

Empty shell casings are allowed in carry-on bag as long as the projectile is no longer intact. They are allowed only if the primer has been removed or has been discharged. If the projectile is attached & the powder has been drilled out, it is considered a replica and not allowed in carry-on.

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TELL ME HOW IT GOES FOR YOU

Matt's Account of Flying with Firearms A traveler gets briefly separated from their firearm for one day on a trip out of Dallas 2021-02-20 Travel Account I've appreciated your content and the resources you've made available, especially when it comes to flying with firearms. If you are still compiling information, I have an experience to share that I think will help other people. This week I flew to Dallas from Bangor Maine to hunt with friends. In my pelican case I had a handgun and two rifles for the trip, and no ammunition. I was flying via American Airlines, and had printed off your cheat sheet of TSA regulations. As I expected, I encountered a lot of ignorance regarding policy, but it was pretty easy to convince them of the proper procedure. They did tag the case as a firearm however, and tried to separate me from my keys twice. My trip back from DFW was an absolute disaster though from the winter storm they had. Three cancelled flights, and one of them almost sent my firearms to Philly without me when I had to cancel. However, yesterday was the real disaster which I'll try to detail below: My flight was a 06:45 flight and I arrived at about 05:30 to DFW which was an absolute shambles from the snow they had gotten. I went to the counter and was informed that TSA was not manning any oversize room. My error was not insisting harder, but I agreed to send the case to the bag room without an inspection, and would be called if the case needed to be opened. I went through the checkpoint with my shooters belt on because I forgot and no one called me one (great job boys) and bored since I never got a call. That was the wrong move, since I got to Bangor and my case didn't. AA handled it, found it in DPW and had it sent the next day, especially since I impressed upon them how badly they had broken the chain of custody. It came today, locks intact and unmolested, which I found surprising since the ticket counter suspected that TSA would cut the locks and zip tie it back shut, which they had seen frequently. Here's the takeaway: There is a potential that if a bag doesn't get inspected, and you leave and it stays, it gets stuck in legal limbo where it can't board because it isn't inspected, and it can't be inspected because you have the keys. I don't have a good answer for how to deal with this situation. The best I can figure is to ask them to ship it to you or to your FFL. Worst case, call BATFE and have them yell at TSA for you, and initiate the greatest slap fight between flaccid government agencies in known history. I'd be very curious as to what your suggestion would be in this case. There is new communication from TSA where the number of locks has to match the number of hasps on the case. Four holes, four locks. Thankfully, no one reads that so no one questioned me until I arrived. You can totally pull the trick of weighing the case without the locks and open to save you some baggage weight. Every time I tried it it. worked. Thank you for saving me \$140 in overweight fees. Thanks for your time, and I appreciate the resources you provide. I hope I was detailed enough here and I welcome questions. I just hope that this helps anyone else dealing with ignorance and bureaucracy, and frankly it gives me some closure to vent about it too. This seemed like an interesting rabbit hole I never thought I would encounter. **Air Travel Ratings** If you don't have the time or the desire to read the full text of someone's account of air travel, you can simply refer to the rating shown at the conclusion of each portion of that person's journey. The following criteria are used in assigning these ratings ★★★★ check-in - no hassle, no delay Four Stars screening - in full view, lock and unlock yourself luggage - all on time and intact ★★★★ check-in - some delay or mild hassle Three Stars screening - somewhat obscured, locking and unlocking yourself or it's done directly in front of you luggage - all on time and intact ★★★★ check-in - major delay or major hassle **Two Stars** screening - in a room or area that you could not enter and could barely observe luggage - luggage opened non-destructively ** * * check-in - flight missed or passenger delayed from flying, properly packed items denied as luggage One Star screening - luggage unlocked and opened totally in another area fully removed from you luggage - destructive entry into luggage and/or tampering with firearms ** * This is a special category for outright theft, loss, or damage of firearms during air travel

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AND REMEMBER... BULLSHIT LIKE THIS IS RARE



STAY SAFE OUT THERE!



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