

WEAPONS AND DANGEROUS INSTRUMENTS

The Governing Board desires students and staff to be free from the fear and danger presented by firearms and other weapons. The Board therefore prohibits any person other than authorized law enforcement from possessing weapons, imitation firearms, or dangerous instruments of any kind in school buildings, on school grounds or buses, at a school related or school sponsored activity away from school, or while under school jurisdiction.

Under the power granted to the Board to maintain order and discipline in the schools and to protect the safety of students, staff and the public, any school employee is authorized confiscate a weapon, dangerous instrument or imitation firearm from any person on school grounds.

Students possessing or threatening others with a weapon, dangerous instrument or imitation fire arm is subject to suspension and/or expulsion in accordance with law, Board policy and administrative regulations.

The principal or designee shall notify law enforcement authorities when any student possesses a weapon or commits any act of assault with a firearm or other weapon. (20 U.S.C. 8922, Education Code 48902, Penal Code 245, 626.9, 626.10)

The Board encourages students to promptly report the presence of weapons, injurious objects or other suspicious activity to school authorities. The identity of a student who reports such activity shall remain confidential to the extent permitted by law.

The Superintendent or designee shall develop strategies designed to facilitate student reporting of the presence of injurious objects on school grounds. That preserve the student's anonymity. Incident reports and records shall not identify the student who reported the possession. The strategy shall also include means of informing staff, students and parents/guardians that student who report the presence of injurious objects on school campuses are to be protected and their identity shielded.

Upon written permission of the principal or designee, a student may possess a weapon on school grounds when necessary for a school-sponsored activity or class. The principal or designee shall inspect the weapon to ensure that necessary safety precautions have been taken.

WEAPONS AND DANGEROUS INSTRUMENTS (Continued)

Any student who is determined to have brought a firearm (handgun, shotgun/rifle, or other firearms that include explosive devices) to school shall be expelled for not less than one year. Any incident shall be reviewed upon a case by case basis.

Possession of Pepper Spray and Other Similar Substances

The Board recognizes that student's age 16 or older may legally possess tear gas or tear gas weapons such as pepper spray for the purpose of self defense. However, to prevent potential misuse that may harm students or staff, students are prohibited from carrying such items or similar items on campus or at school activities.

Legal Reference:

EDUCATION CODE:

35192	Governing board to prescribe rules for the government and discipline of the schools
48900	Grounds for suspension/expulsion
48902	Notification of law enforcement authorities
48915	Required recommendation for expulsions
48916	Readmission
49330-49335	Injurious object

PENAL CODE

245	Assault with deadly weapon
417.2	Imitation firearms
417.4	Imitation firearm; drawing or exhibiting
626.9	Gun Free School Zone Act of 1995
626.10	Dirks, daggers, knives, razor or stun gun; bringing Or possessing in school or on school grounds; exception
653k	Soliciting a minor to commit certain felonies
12001	Control of deadly weapons
12020 12028.5	Unlawful carrying and possession of concealed weapons
12401	Tear gas
12402	Tear gas weapon
12403.7	Weapons approved for self defense
12403.8	Minors 16 or over; tear gas and tear gas weapons
12403.7	Weapon approved for self defense
12402.8	Minors 16 or over, tear gas and tear gas weapons

WEAPONS AND DANGEROUS INSTRUMENTS (Continued)

UNITED STATES CODE, TITLE 20

6301 8962

Improving America's Schools Act, especially:

8921 8922

Gun Free Schools Act of 1994