

SAMS ACADEMY GUN FREE SCHOOLS POLICY

Pursuant to *30-7-2.1 NMSA 1978*, it is unlawful to carry a deadly weapon on [School] premises.

A. Unlawful carrying of a firearm on school premises is unlawful except by:

- 1) a peace officer
- 2) school security personnel
- 3) a student, instructor or other school-authorized personnel engaged in army, navy, marine corps or air force reserve officer training corps programs or state-authorized hunter safety training instruction
- 4) a person conducting or participating in a school-approved program, class or other activity involving the carrying of a deadly weaon; or
- 5) a person older than nineteen years of age on school premises in a private automobile or other private means of conveyance, for lawful protection of the person's or another's person or property.

B. As used in this section, "school premises" means:

(1) the buildings and grounds, including playgrounds, playing fields and parking areas and any school bus of SAMS Academy in or on which school or school-related activities are being operated under the supervision of SAMS Academy's governing board; or

(2) any other public buildings or grounds, including playing fields and parking areas that are not SAMS Academy property, in or on which school-related and school-sanctioned activities are being performed.

C. Whoever commits unlawful carrying of a deadly weapon on school premises is guilty of a fourth degree felony.

D. Additional student discipline policies; weapon-free schools. *22-5-4.7 NMSA 1978*

- 1) The Gun-Free Schools Act provides for a mandatory expulsion from school, for a period of not less than one year, any student who is determined to have knowingly brought a weapon to SAMS Academy under the jurisdiction of the governing board. The governing board and the head administrator of SAMS Academy may modify the expulsion requirement on a case-by-case basis.
- 2) SAMS Academy shall provide for placement in an alternative educational setting, for not more than forty-five days, of any student with a disability who is determined to have knowingly brought a weapon to school under the jurisdiction of the SAMS Acamedy Governing Board. If a parent or guardian of the student requests a due process hearing, then the student shall remain in the alternative educational setting during prior to any proceeding, unless the parent or guardian and the school district agree otherwise.
- 3) For the purposes of this section, "weapon" means:

- a) any firearm that is designed to, may readily be converted to, or will expel a projectile by the action of an explosion; and
- b) any destructive device that is an explosive or incendiary device, bomb, grenade, rocket having a propellant charge of more than four ounces, missile having an explosive or incendiary charge of more than one-quarter-ounce, mine, or similar device.