

## DANGEROUS WEAPONS IN SCHOOL

No student shall have in his possession upon school premises any rifle, shotgun, pistol, revolver, other firearm, knife, dangerous chemical, explosive, any weapon accessory, or any object which is not necessary for school activities and which could be used as a weapon capable of inflicting bodily harm.

The Superintendent will issue such regulations as necessary to establish appropriate disciplinary measures when this policy is violated. In accordance with the Gun-Free Schools Act of 1994, any student who, after a hearing held pursuant to Education Law Section 3214, is found guilty of bringing a firearm onto the premises of any school owned or controlled by this school district will be subject to a penalty of at least one calendar year expulsion from school. Pursuant to the Gun-Free Schools Act of 1994, the district will refer any student who brings a weapon to school to the appropriate criminal justice or juvenile delinquent system. However, after this penalty has been determined, the Superintendent of Schools will review the penalty and may modify such suspension on a case-by-case basis. If the Superintendent believes a one-year expulsion penalty to be excessive, he may modify the penalty based on criteria including, but not limited to:

1. the age of the student;
2. the student's grade in school;
3. the student's prior disciplinary record;
4. the Superintendent's belief that other forms of discipline may be more effective;
5. input from parents, teachers and/or others;
6. other extenuating circumstances.

In the case of a student who is classified as disabled under the Individuals with Disabilities Act and Part 200 of the Commissioner's Regulations, or as handicapped within the meaning of Section 504 of the Rehabilitation Act of 1973 and its accompanying regulations, the district shall follow the appropriate procedures in imposing any discipline under this policy.

Ref: Goals: 2000, Educate America Act P.L. 103-227 (Gun-Free Schools Act of 1994)  
18 USC §921; Penal Law §265.06.

Date Adopted: 12/7/04