

## **Students**

### **Weapons and Dangerous Instruments**

The Board of Trustees 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 or security personnel from possessing weapons, imitation firearms, or dangerous instruments of any kind in school buildings, on school grounds or buses, or at a school-related or school-sponsored activity away from school.

(cf. 3515.3 - District Police/Security Department)

#### **Possession of Weapons**

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 to confiscate a weapon, dangerous instrument or imitation firearm from any person on school grounds.

(cf. 0450 - Comprehensive Safety Plan)

(cf. 4158/4258/4358 - Employee Security)

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

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 5144.2 - Suspension and Expulsion/Due Process (Individuals with Disabilities))

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 USC 7151; Education Code 48902; Penal Code 245, 626.9, 626.10)

#### **Possession of Pepper Spray**

To prevent potential misuse that may harm students or staff, students are prohibited from carrying tear gas or tear gas weapons such as pepper spray on campus or at school activities.

#### **Reporting of Dangerous Objects**

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.

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**Weapons And Dangerous Instruments (continued)**

The Superintendent or designee may develop strategies designed to facilitate student reporting of the presence of injurious objects on school grounds, such as tip hotlines, electronic transmissions, or other methods that preserve the student's anonymity. Incident reports and records should not identify the student who reported the possession.

Legal Reference:

EDUCATION CODE

- 35291 Governing board to prescribe rules for 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 objects

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
  - 12403.7 Weapons approved for self defense
  - 12220 Unauthorized possession of a machinegun
  - 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
- UNITED STATES CODE, TITLE 20
- 6301-7941 No Child Left Behind Act; especially:
  - 7151 Gun-Free Schools Act

Policy Adopted: March 23, 1987

Policy Revised: September 26, 2005;