

MUHLENBERG SCHOOL DISTRICT

SECTION: PUPILS

TITLE: WEAPONS

ADOPTED: April 13, 2011

REVISED:

218.1. WEAPONS	
1. Purpose	The Board seeks to establish and maintain an educational climate and working environment that is safe, secure, and free from violence. In keeping with this commitment, the possession of weapons or look-alike weapons shall not be tolerated.
2. Definitions	<p>Weapon - any tool, instrument, or implement capable of inflicting serious bodily injury or any realistic facsimile of such weapon. Weapons shall include, but not be limited to, any knife, cutting instrument or tool, nunchuck stick, brass or metal knuckles, firearm, shotgun, rifle, chemical agent, or explosive device. Ammunition, bullets, cartridges, primers, propellant powder, compressed gas, pellets, arrows, bolts, and darts that can be used in connection with any prohibited weapon shall also constitute a weapon.</p> <p>Possession - student is in possession of a weapon when the weapon is found on the person of the student; in the student's locker; in a vehicle used by the student; under the student's control while s/he is on school property, on property being used by the school, at any school function or activity, at any school event held away from the school; or while the student is in any school-sponsored or public vehicle providing transportation to or from school or a school-sponsored activity.</p>
3. Authority SC 1317.2	The Board prohibits students from possessing and bringing weapons and replicas of weapons into any school district buildings, onto school property, to any school-sponsored activity, and onto any public vehicle providing transportation to school or a school-sponsored activity.
SC 1317.2 Pol. 233	The school district shall expel for a period of not less than one (1) year any student who violates this weapons policy. Such expulsion shall be given in conformance with formal due process proceedings required by law and Board policy. The Superintendent or designee may recommend modifications of such expulsion requirement on a case-by-case basis.

<p>4. Delegation of Responsibility SC 1317.2 20 U.S.C. Sec. 1400 et seq</p>	<p>In the case of a student with disabilities, the Superintendent shall take all necessary steps to comply with the Individuals with Disabilities Education Act and follow Board policy.</p>
<p>SC 1317.2</p>	<p>The Superintendent or designee shall report the discovery of any weapon prohibited by this policy to the student's parents/guardians and to local law enforcement officials.</p>
<p>SC 1317.2</p>	<p>The Superintendent or designee shall report all incidents relating to expulsion for possession of a weapon to the Department of Education.</p>
<p>SC 1303-A</p>	<p>The Superintendent or designee shall be responsible to develop a memorandum of understanding with local law enforcement officials that sets forth procedures to be followed when an incident occurs involving an act of violence or possession of a weapon by any person on school property.</p>
<p>SC 1303-A</p>	<p>The Superintendent shall be responsible for seeing the building principals implement this policy according to the established guidelines.</p> <p>Acts of violence or possession of a weapon in violation of Board policy shall be reported to the Office of Safe Schools on the required form at least once each year.</p>
<p>5. Guidelines</p>	<p>The building principals shall annually inform staff, students and parents/guardians about the Board policy prohibiting weapons and about their personal responsibility for the health, safety and welfare of the school community.</p>
<p>SC 1317.2</p>	<p>An exception to this policy may be made by the Superintendent, who shall prescribe special conditions or administrative regulations to be followed.</p> <p>Law enforcement officers may possess weapons on district property only when on duty, in official uniform, with a badge and identification in view.</p>
<p>SC 1317.2 Pol. 216.1</p>	<p><u>Transfer Students</u></p> <p>When the school district receives a student who transfers from a public or private school during an expulsion period for an offense involving a weapon, the district may assign that student to an alternative assignment or may provide alternative education, provided the assignment does not exceed the expulsion period.</p>

References:

School Code – 24 P.S. Sec. 1303-A, 1317.2

State Board of Education Regulations – 22 PA Code Sec. 403.1

Possession of Weapon on School Property – 18 Pa. C.S.A. Sec. 912

Gun Control Act – 18 U.S.C. Sec. 921, 922

Individuals With Disabilities Education Act – 20 U.S.C. Sec. 1400 et seq.

Gun-Free Schools Act – 20 U.S.C. Sec. 7151

No Child Left Behind Act – 20 U.S.C. Sec. 7114

Individuals With Disabilities Education, Title 34, Code of Federal Regulations –
34 CFR Part 300

Board Policy – 216.1, 233