

NEW POLICY - VOL. 30, NO. 1

WEAPONS

The Board of Education prohibits members of the administration from possessing, storing, making, or using a weapon in any setting that is under the control and supervision of the District for the purpose of school activities approved and authorized by the District including, but not limited to, property leased, owned, or contracted for by the District, a school-sponsored event, including athletic events, or in a District vehicle.

~~(+) without the permission of the Superintendent or, in the case of the Superintendent, without the permission of the Board.~~

The term "weapon" means any object which, in the manner in which it is used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. Weapons include, but are not limited to, firearms, guns of any type, including spring, air and gas-powered guns (whether loaded or unloaded) that will expel a BB, pellet, or paint balls, knives, razors blades, clubs, electric weapons, metallic knuckles, martial arts weapon, ammunition, explosives, and compound/crossbow archery equipment or any other weapons described in 18 U.S.C. 921.

The Superintendent shall refer a staff member who violates this policy to law enforcement officials. The staff member will also be subject to disciplinary action, up to and including termination, as permitted by applicable Board policy and the terms of existing collective bargaining agreements.

Exceptions to this policy include:

- (X) weapons under the control of currently certified law enforcement personnel;
- (X) items approved by a principal as part of a class or individual presentation under adult supervision, if used for the purpose of and in the manner approved; (Working firearms and ammunition shall never be approved.)
- (X) theatrical props that do not meet the definition of "weapons" above, used in appropriate settings;
- (X) starter pistols used in appropriate sporting events;

- ~~(+) firearms that are lawfully stored inside a locked vehicle in school parking areas if the District adopts appropriate safeguards to provide for student safety.~~

Staff members shall immediately report knowledge of dangerous weapons and/or threats of violence by students, staff members, or visitors to the **Principal and Superintendent**. Failure to report such information may subject the staff member to disciplinary action, up to and including termination.

REVISED POLICY - VOL. 30, NO. 1

WEAPONS

The Board of Education prohibits professional staff members from possessing, storing, making, or using a weapon in any setting that is under the control and supervision of the District for the purpose of school activities approved and authorized by the District including, but not limited to, property leased, owned, or contracted for by the District, a school-sponsored event, including athletic events, or in a District vehicle.

~~(X) without the permission of the Superintendent.~~

The term "weapon" means any object which, in the manner in which it is used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. Weapons include, but are not limited to, firearms, guns of any type, including spring, air and gas-powered guns (whether loaded or unloaded) that will expel a BB, pellet, or paint balls, knives, razors blades, clubs, electric weapons, metallic knuckles, martial arts weapon, ammunition, explosives, and compound/crossbow archery equipment or any other weapons described in 18 U.S.C. 921.

The Superintendent shall refer a staff member who violates this policy to law enforcement officials. The staff member will also be subject to disciplinary action, up to and including termination, as permitted by applicable Board policy and the terms of existing collective bargaining agreements.

Exceptions to this policy include:

- (X) weapons under the control of currently certified law enforcement personnel;
- (X) items approved by a principal as part of a class or individual presentation under adult supervision, if used for the purpose of and in the manner approved; (Working firearms and ammunition shall never be approved.)
- (X) theatrical props that do not meet the definition of "weapons" above, used in appropriate settings;
- (X) starter pistols used in appropriate sporting events;
- ~~(+) firearms that are lawfully stored inside a locked vehicle in school parking areas if the District adopts appropriate safeguards to~~

BOARD OF EDUCATION
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~~provide for student safety.~~

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Staff members shall immediately report knowledge of dangerous weapons and/or threats of violence by students, staff members, or visitors to the **Principal and Superintendent**. Failure to report such information may subject the staff member to disciplinary action, up to and including termination.

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The Board of Education prohibits support staff members from possessing, storing, making, or using a weapon in any setting that is under the control and supervision of the District for the purpose of school activities approved and authorized by the District including, but not limited to, property leased, owned, or contracted for by the District, a school-sponsored event, including athletic events, or in a District vehicle.

~~(+) without the permission of the Superintendent.~~

The term "weapon" means any object which, in the manner in which it is used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. Weapons include, but are not limited to, firearms, guns of any type, including spring, air and gas-powered guns (whether loaded or unloaded) that will expel a BB, pellet, or paint balls, knives, razors ~~blades~~, clubs, electric weapons, metallic knuckles, martial arts weapon, ammunition, explosives and ~~compound/crossbow archery equipment~~ or any other weapon described in 18 U.S.C. 921.

The Superintendent shall refer a staff member who violates this policy to law enforcement officials. The staff member will also be subject to disciplinary action, up to and including termination, as permitted by applicable Board policy and the terms of existing collective bargaining agreements.

Exceptions to this policy include:

- (X) weapons under the control of ~~currently certified~~ law enforcement personnel;
- (X) items approved by a principal as part of a class or individual presentation under adult supervision, if used for the purpose of and in the manner approved; (Working firearms and ammunition shall never be approved.)
- (X) theatrical props that do not meet the definition of "weapons" above, used in appropriate settings;
- (X) starter pistols used in appropriate sporting events;
- ~~(+) firearms that are lawfully stored inside a locked vehicle in school parking areas if the District adopts appropriate safeguards to~~

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~~provide for student safety.~~

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SUPPORT STAFF
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Staff members shall immediately report knowledge of dangerous weapons and/or threats of violence by students, staff members, or visitors to the **Principal and Superintendent**. Failure to report such information may subject the staff member to disciplinary action, up to and including termination.

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The Board of Education prohibits students from possessing, storing, making, or using a weapon in any setting that is under the control and supervision of the District for the purpose of school activities approved and authorized by the District including, but not limited to, property leased, owned, or contracted for by the District, a school-sponsored event, including athletic events, or in a District vehicle.

~~(+) without the permission of the Superintendent.~~

The term "weapon" means any object which, in the manner in which it is used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. Weapons include, but are not limited to, firearms, guns of any type whatsoever, including spring, air and gas-powered guns (whether loaded or unloaded) that will expel a BB, pellet, or paint balls, knives, razors ~~blades~~, clubs, electric weapons, metallic knuckles, martial arts weapons, ammunition, explosives, and ~~compound/crossbow archery equipment~~ or any other weapon described in 18 U.S.C 921.

This policy shall also encompass such actions as look-alike items, false fire alarms, bomb threats, or intentional calls to falsely report a dangerous condition.

[X] The Superintendent is authorized to establish instructional programs on weapons which require students to immediately report knowledge of weapons and threats of violence by students **(X)** and staff to the building principal. Failure to report such knowledge may subject the student to discipline up to and including suspension or expulsion from school.

The Superintendent will refer any student who violates this policy to the student's parents or guardians and to the criminal justice or juvenile delinquency system. The student may also be subject to disciplinary action, up to and including expulsion.

Policy exceptions include:

- (X) weapons under the control of **currently certified** law enforcement personnel;
- (X) items pre-approved by the building principal as part of a class or individual presentation under adult supervision, if used for the purpose and in the manner approved; (Working firearms and any ammunition will never be approved as part of a presentation.)

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- (X) theatrical props that do not meet the definition of "weapons" above, used in appropriate settings;

This policy will be published annually in all District student and staff handbooks. Publication is not a precondition to enforcement of this policy.

M.C.L. 380.1311, 380.1312(1), 380.1313
20 U.S.C. 7151

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REVISED POLICY - VOL. 30, NO. 2

WEAPONS

The Board of Education prohibits visitors from possessing, storing, making, or using a weapon in any setting that is under the control and supervision of the Board including, but not limited to, property leased, owned, or contracted for by the Board, a school-sponsored event, or in a Board-owned vehicle.

[NOTE: The next two (2) paragraphs are optional language offered for Districts that desire to prohibit open carry by Concealed Pistol License (“CPL”) holders. As previously indicated in the 2015 Legal Overview, because of the unsettled state of the law between a District's right and obligation to provide for a safe and productive school environment for students and staff and the rights of CPL holders to open carry in every public space not specifically prohibited by law, NEOLA cannot and does not warrant the optional policy versions against legal challenge.]

[x] The Board has a constitutional and statutory obligation to provide a free and appropriate education to all students who qualify. This includes the obligation to provide a safe and secure learning environment. The presence of dangerous weapons on school property or at school sponsored events, except under very controlled circumstances, creates a potentially dangerous situation for students, staff and visitors, and may trigger precautionary safety responses which disrupt the educational process and learning environment for students.

The Board therefore concludes that prohibiting weapons on school property and at school sponsored events is reasonably related to legitimate educational concerns, including the ability to provide a safe and secure learning and social environment for its students and controlling and minimizing disruptions to the educational process.

[END OF OPTION]

Federal law establishes a "Weapon-Free School Zone" that extends 1,000 feet from the boundary of any school property.

The term "weapon" means any object which, in the manner in which it is used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. Weapons include, but are not limited to, firearms, guns of any type, including spring, air and gas-powered guns, (whether loaded or unloaded), that will expel a BB, pellet, or paint balls, knives, razors blades, clubs, electric weapons, metallic knuckles, martial arts weapons, ammunition, explosives, and compound/crossbow archery equipment or any other weapon described in 18 U.S.C. 921.

[x] This prohibition applies regardless of whether the visitor is otherwise authorized by law to possess the weapon, including if the visitor holds a concealed weapons permit.[END OF OPTIONAL PROHIBITION]
[BEGINNING OF OPTIONS] The following are the exceptions to this policy:

- (x) weapons under the control of currently certified law enforcement personnel;
- (x) items approved by a principal as part of a class or individual presentation under adult supervision, if used for the purpose of and in the manner approved (working firearms and ammunition shall never be approved);
- (x) theatrical props that do not meet the definition of "weapon" above, used in appropriate settings;
- (x) starter pistols used in appropriate sporting events;

These restrictions shall not apply in the following circumstances to persons who are also properly licensed to carry a concealed weapon:

- A. A parent or legal guardian of a student of the school may carry a concealed weapon while in a vehicle on school property, if s/he is dropping the student off at the school or picking up the student from the school. ~~and any person may carry a concealed weapon solely in the parking lot.~~

- B. A county corrections officer, a member of a Sheriff's posse, a police or sheriffs reserve or auxiliary officer, or a State Department of Corrections parole or corrections officer, a private investigator, a Michigan State Police motor carrier officer or Capitol security officer, a State court judge, a security officer required by the employer to carry a concealed weapon while on the premises, a court officer, a parole, probation, or corrections officer or absconder recovery unit member of the Department of Corrections, if that individual ~~has obtained~~ maintains a Michigan Department of Corrections weapons permit.

C. A retired police or law enforcement officer, a retired Federal law enforcement officer, or a retired State court judge, a retired corrections officer of a county sheriff's department, if that individual has received county sheriff approved weapons training, a retired parole, probation, or corrections officer or retired absconder recovery unit member of the Department of Corrections, if that individual has obtained a Michigan Department of Corrections weapons permit.

[x] The Superintendent shall take the necessary steps to prosecute for a violation of the Weapon-Free School Zone.

[x] In the event that a visitor violates this policy and refuses to leave the property or take other action as directed by the administrator, the administration is directed to immediately initiate a lockdown of the affected school or area, consistent with the lockdown procedures set out at Policy 8420. There are no exceptions to this mandate.

x] The Superintendent shall refer a visitor who violates this policy to law enforcement officials and may take any steps necessary to exclude the visitor from Board property and Board-sponsored events.

18 U.S.C. 922
M.C.L. 28.425o, 123.1101, 750.222
20 U.S.C. 4141(g)

NEW POLICY - VOL. 30, NO. 2

WEAPONS

The Board of Education prohibits any person who is under contract from possessing, storing, making, or using a weapon in any setting that is under the control and supervision of the District for the purpose of school activities approved and authorized by the District including, but not limited to, property leased, owned, or contracted for by the District, a school-sponsored event, including athletic events, or in a District vehicle.

"Under contract" shall apply to individuals, as well as owners and employees of entities, who contract directly with the District or with a third-party vendor, management company, or similar contracting entity, to provide food, custodial, transportation, counseling or administrative services to the District. It shall also apply to individuals or entities providing instructional services to students or related auxiliary services to special education students.

The term "weapon" means any object which, in the manner in which it used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. Weapons include, but are not limited firearms, guns of any type including spring, air and gas-powered guns (whether loaded or unloaded) that will expel a BB, pellet, or paint balls, knives, razors blades, clubs, electric weapons, metallic knuckles, martial arts weapon, ammunition, explosives, and compound/crossbow archery equipment or any other weapon described in 18 U.S.C. 921.

The Superintendent shall refer an individual who violates this policy to law enforcement officials. The District may also take other action against the individual and/or his/her employer, including, but not limited to, requiring that the individual not be allowed to provide services to the District in the future and/or terminating any contractual relationship with the individual and/or the employer.

Exceptions to this policy include:

- (x) weapons under the control of **currently certified** law enforcement personnel;
- (x) items approved by a Principal as part of a class or individual presentation under adult supervision, if used for the purpose of and in the manner approved; (Working firearms and ammunition shall never be approved.)
- (x) theatrical props that do not meet the definition of "weapons" above, used in appropriate settings;
- (x) starter pistols used in appropriate sporting events;

Individuals under contract shall immediately report knowledge of dangerous weapons and/or threats of violence by students, staff members, or other individuals to the **Principal and Superintendent**.