Weapons on School Premises

7772.00

The possession and/or use of a firearm, whether loaded or unloaded, any destructive device, or other dangerous weapon is prohibited at all times in school buildings and other buildings owned, occupied or controlled by the school district, on school premises, in school-provided transportation, and at activities under school supervision, except where state law prohibits a school district from restricting an individual's right to possess a firearm or other weapon in such locations.

For the purposes of this policy, "dangerous weapons" include, but are not limited to:

- any firearm, whether loaded or unloaded; any device designed as a weapon and capable of producing death or great bodily harm;
- any ligature or other instrumentality used on the throat, neck, nose, or mouth of another person to impede, partially or completely, breathing or circulation of blood;
- any electric weapon which is designed, redesigned, used or intended to be used, offensively or defensively, to immobilize or incapacitate persons by the use of electric current;
- or any other device or instrumentality which, in the manner it is used or intended to be used, is calculated or likely to produce death or great bodily harm, including explosives, knives, razors or martial arts equipment.

Any kind of toy weapon or "look alike" weapon shall also be considered a dangerous weapon under this policy.

When implementing this policy, school administrators and other employees should be aware that state-issued licenses permitting certain private individuals to lawfully carry a handgun or certain other weapons in various public places generally do not permit the possession, carrying or use of such weapons in schools or on school premises. This policy is not intended to prohibit the possession or use of potentially dangerous objects not designed primarily as weapons, provided that such objects have been issued or expressly authorized by the District, and provided that such objects are possessed and used exclusively for their limited and authorized purpose.

Law enforcement officials shall be contacted to help deal with a weapons situation which presents an immediate threat to safety. If the situation does not allow an opportunity to contact law enforcement officials immediately, school staff shall attempt to diffuse and control the situation in the safest manner possible until law enforcement officials can be summoned. Appropriate information and training shall be provided to staff in dealing with weapons situations in accordance with the school safety plan.

A student who possesses a firearm or destructive device in violation of this policy shall be suspended from school, referred for an expulsion hearing and expelled from school for not less than one year. The School Board may modify this expulsion requirement on a case-by-case basis. Students otherwise possessing a weapon in violation of any District policy or rule shall be subject to appropriate school disciplinary action, up to and including suspension and expulsion

from school. A law enforcement or juvenile justice referral shall also be made for all students violating this policy.

Employees violating this policy may be subject to disciplinary action up to and including termination of employment, and shall be referred to law enforcement officials for prosecution under applicable state laws and/or local ordinances.

Any other person violating this policy shall be referred to law enforcement officials for prosecution under applicable state laws and/or local ordinances.

This policy shall be published annually in student and staff handbooks and through other means appropriate to notify the public as required by law or determined by the administration.

On a case-by-case, the Board may give advance approval allowing an exception to this policy for a specific event or activity, provided that the request for such an exception is also consistent with the discretionary exceptions authorized under state law.

Legal References: Wisconsin State Statutes:
Section 118.07, School Safety Plans
Section 118.31, Use of Reasonable Force to Obtain Weapon
Section 120.13(1), School Board Power to Set Rules of Conduct
Section 175.60, License to Carry a Concealed Weapon
Section 941.23, Carrying a Concealed Weapon
Section 943.13, Criminal Trespass Law
Section 948.60, Possession of Dangerous Weapon Under 18 Years of Age]
Section 948.605, Gun-free School Zones
Section 948.61, Dangerous Weapons Other than Firearms on School Premises
Gun-Free Schools Act
18 U.S.C Sec. 921(a) [Federal definition of "firearm" (including destructive devices) that is used within the Gun-Free Schools Act and within section 120.13(1)(c)(2m)]
Individuals with Disabilities Education Act

Cross References:

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