

Category: 8000 STUDENTS	Policy Number: 8790
Policy Title: Weapons Prohibited on School Property	Effective Date: December 15, 2010

This district is committed to providing a safe environment for all students and staff and has a policy of “zero tolerance” for students who bring weapons or other objects/substances to school which are a threat to the health and safety of other students, staff members or visitors, or are a disruption to the educational process.

It shall be the policy of the Board of Trustees to follow the Rules and Regulations of Idaho Code, Section 18-3302D, “Carrying Weapons or Firearms on School Property”. Any student, having a firearm (see Code of Conduct procedure), dirk knife, bowie knife, dagger, metal knuckles or other deadly or dangerous weapon, or any destructive device (the term "deadly or destructive device" includes any explosive, incendiary, or poison gas) on or about his person while on the property of a public or private elementary or secondary school, at a school sponsored activity or on a school bus, shall be referred to law enforcement authorities for investigation and shall be immediately suspended, and may be recommended to the Board of Trustees for expulsion.

“Weapon” is further defined as any specifically manufactured device, instrument, material or substance (or facsimiles thereof) or any normally, non-dangerous object or substance readily capable of being used, or intended for use, to threaten or cause death or capable of causing serious physical, psychological, or emotional harm, terror, disruption or panic. Students are prohibited from possessing or carrying any weapon at school, on a school bus, or at any school-sponsored activity or to knowingly assist another student(s) to possess, carry, or use a weapon or object/substance to do harm, or to cause disruption or panic.

“Bomb Threat” A bomb threat includes, but is not limited to, placing or detonating a bomb, or verbal or written threats of bombs.

“Possession” is defined as actual possession (the individual knowingly exercises direct physical control over an object) or constructive possession (the individual is not in actual possession but knowingly has the power and intent at a given time to exercise dominion or control over an object, either directly or through another person/s). A student will be determined to possess a weapon when the item is found 1) on a student’s person; 2) in the student’s personal property, including but not limited to a student’s clothing, backpack, purse, or any item the student transports or carries and/or causes to be transported or carried to school; 3) a vehicle parked in the school parking lot which the student drives and/or is transported in; 4) the student’s locker; or, 5) any other school-related location.

It shall also be the policy of the Board of Trustees to follow the United States Code, Section 1031, Gun-Free Schools Act of 1994. Any student bringing a firearm to school or being in possession of a firearm at school or on any school property or at any school activity in the Snake River School District, will be expelled from school for a period of not less than one year from date of the incident and will be referred to law enforcement authorities for investigation. Also, students who have been expelled under the “Gun Free Schools Act” from any other school or district will not be admitted to the Snake River School District during the year of the expulsion. Any student involved in bomb threats against a school shall be referred to the Board of Trustees for recommended expulsion, and the proper authorities will be notified.

The superintendent or designee will immediately confiscate any item identified as a weapon. Students reasonably believed to be in possession of these items may be suspended from school until a thorough investigation is completed. For all violations of this policy for which expulsion is not mandated by federal or state law, disciplinary action will be taken after reviewing all factors, including but not limited to the student’s actions; the risk of harm to the students, district personnel and patrons; student’s academic standing; likelihood of a recurring violation; and the student’s prior conduct.

The Superintendent or designee may recommend modification of this requirement to the Board of Trustees for students that come under Section 504 of the Rehabilitation Act of 1973 and the individuals with Disabilities Education Act (IDEA). However, Local Education Agencies (LEA's) may seek a court order to remove a student who brings a firearm to school or is considered to be dangerous.

- Policy: 5210, “Bomb Threats”**
- Policy: 8070, “Code of Conduct - Discipline Policy”**
- Procedure: 8070p “Code of Conduct - Discipline Procedure”**
- Form: 8070F “Discipline Referral Form”**