

8467 FIREARMS AND WEAPONS (M)

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The Board of Education prohibits the possession, use, or exchange of any firearm or weapon in any school building, on school grounds, at any school-sponsored event, and on school sanctioned transportation ~~by any student, staff member, contractor, or other visitor or person on District property,~~ except as the possession and use of a firearm or weapon is authorized by law and required in the performance of the ~~possessor's~~possessor's duty. ~~as currently employed law enforcement. Retired or former law enforcement and current or former security or corrections officers may not bring weapons on District property, to school sponsored events, or on school sanctioned transportation.~~

For the purpose of this ~~policy~~Policy, "weapon" means ~~anything capable of lethal use or of inflicting serious bodily injury. "Weapon" includes, but is not limited to, all firearms, knives, dangerous instruments intended to inflict harm, components that can be readily assembled into items enumerated in N.J.S.A. 2C:39-1(r), except a weapon, explosive devices, and imitation firearms.~~firearm as defined by N.J.S.A. 2C:39-1(f). For the ~~purposes~~purpose of this ~~policy~~Policy, "firearm" means those items enumerated in N.J.S.A. 2C:39-1f and 18 U.S.C. 921 but does not include toy weapons ~~that do not look realistic~~1(f) and 18 USC §921.

~~Any Pursuant to N.J.A.C. 6A:16-6.3(b), whenever a school employee develops reason to believe a firearm, as defined in N.J.S.A. 2C:39-1(f) and 18 USC §921, or other deadly weapon, whether enumerated in N.J.S.A. 2C:39-1(r), except a firearm as defined in N.J.S.A. 2C:39-1(f) and 18 USC §921, has unlawfully been brought onto school grounds or a student or school employee who has reasonable grounds to suspect the presence of a other person is in unlawful possession of a firearm or other deadly weapon prohibited by this policy on or off school grounds, or a student or other person has committed an offense with or while in possession of a firearm on or off school grounds or during school operating hours, the matter shall immediately report their suspicion be reported as soon as possible to the lead administrator, the principal Principal or designee. The lead administrator, principal, or in the absence of the Principal or designee, to the staff member responsible at the time of the alleged violation. Either the Principal or designee or the responsible staff member shall notify the Superintendent, who in turn shall notify as soon as possible the county prosecutor or other law enforcement official designated by the county prosecutor to receive such information. The Superintendent or designee shall provide to the county prosecutor or designee all known~~



information concerning the matter, including the identity of the student or staff member involved.

~~The~~ Principal or designee shall conduct an appropriate search in accordance with Policy ~~No. 5770 – Student Right of Privacy~~ and, if appropriate and feasible, confiscate any firearm or weapon discovered in the course of the search. ~~The lead administrator, principal~~ Principal or designee ~~shall, if appropriate and feasible, may~~ summon the aid of law enforcement ~~officers~~ officials in the conduct of the search. Any school employee who confirms the presence of a firearm or weapon under circumstances that place persons at serious risk may confiscate the firearm or weapon immediately and may use such force as is reasonable and necessary to obtain possession.

Unless the firearm or weapon has been taken into custody by a law enforcement ~~officer~~ official, the ~~lead administrator, principal~~ Principal or designee shall immediately ~~store any~~ secure the confiscated firearm or weapon in a ~~securely~~ secure and locked ~~box or container~~ location and report the presence of the firearm or weapon to the Superintendent. ~~The~~ Pursuant to N.J.A.C. 6A:16-6.3(b), the Superintendent shall promptly notify, ~~by telephone call and by letter, the Chief of Police of the municipality in the which the District building is located that a~~ local law enforcement that a firearm or weapon is present on school premises; ~~the notice shall~~ and request removal of the firearm or weapon by an authorized law enforcement ~~officer~~ official. The Superintendent shall obtain and file a receipt for any firearm or weapon removed by a law enforcement ~~officer~~ official.

Any student who possesses, uses, or exchanges a firearm or weapon in violation of this ~~policy~~ Policy shall be subject to stringent discipline ~~and in accordance with the Student Code of Conduct and Restorative Justice, which may include expulsion.~~ Any student or school employee who suspects or knows of the presence of a firearm or weapon in violation of this ~~policy~~ Policy and fails to report the same shall be subject to discipline. ~~Any~~ Pursuant to N.J.A.C. 6A:16-6.3(b), any person who possesses a firearm or weapon on school premises or school transportation or at a school-sponsored function shall be reported to the appropriate law enforcement agency.

~~Any~~ The Board shall immediately remove a student who is convicted or ~~is an~~ adjudicated delinquent for possession of a firearm ~~or who is found to be in possession of a firearm on school property must be immediately removed from the regular education program and provided with an alternative program, pending a hearing~~



~~before the Board of Education. Students on school grounds; convicted or found to be adjudicated delinquent for possessing a firearm on school property, on a school bus, or at a school-sponsored function or committing a crime while possessing in possession of a firearm shall be immediately removed on school grounds; or found knowingly in possession of a firearm on school grounds from the regular school's general education program for a period of not less than one calendar year and placed in an alternative education school or program pending a hearing before the Board of Education to remove the student. (Chapters 127 and 128 of 1995, The Zero Tolerance for Guns Act), in accordance with N.J.A.C. 6A:16-5.5(a) and Policy and Regulation 5611 – Removal of Students for Firearms Offenses.~~

~~Any~~The Board shall immediately remove a student who commits an assault upon members of the school community, as defined under N.J.S.A. 2C:12-1a(1), with a weapon, which includes, but is not limited to, items enumerated in N.J.S.A. 2C:39-1(r), except a firearm as defined by N.J.S.A. 2C:39-1(f) and 18 USC §921, upon a teacher, administrator, other than a firearm school board employee, district Board of Education member, or another student on school property must be immediately removed grounds, pursuant to N.J.S.A. 18A:37-2.2 through 2.5, from the regular school's general education program and provided for a period not exceeding one calendar year, in accordance with an alternative program, pending a hearing before the Board of Education. (Chapters 127 N.J.A.C. 6A:16-5.6(a) and 128 of 1995, The Zero Tolerance for Guns Act)(b) and Policy and Regulation 5613 – Removal of Students for Assaults with Weapons Offenses.

Students with disabilities violating the provisions of this ~~policy~~Policy shall be ~~dealt with~~addressed in accordance with ~~Policy No. 2460 and Regulation No. 2460.6~~the provisions of N.J.A.C. 6A:14-2.8.

Nothing in this ~~policy~~Policy shall be construed to prohibit the reporting of a crime committed by a child with a disability to the appropriate law enforcement or judicial authorities, or to prevent such authorities from exercising their responsibilities with regard to the application of Federal or State law to crimes committed by a child with disabilities.

~~Any student requiring~~The procedures for removal from ~~and return to~~ the regular general education program for the reasons enumerated above of a student for firearms offenses and assaults with weapons offenses shall be ~~removed in~~ accordance with Policy and Regulation ~~No. 5611 – Removal of Students for Firearms Offenses and Policy and Regulation 5613 – Removal of Students for Assaults with Weapons Offenses.~~



The Superintendent, or designee, shall prepare regulations to implement this ~~policy~~Policy for the guidance of school staff in dealing with incidents involving firearms or weapons in the school district.

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~~The Superintendent shall inform the Board of Education of any weapon on District property.~~

~~The school district's reporting requirements to law enforcement officials and the handling of firearms and weapons outlined in this Policy and Regulation 8467 and in accordance with N.J.A.C. 6A:16-3 and N.J.A.C. 6A:16-4 shall be in addition to any reporting and handling requirements included in the current Memorandum of Agreement Between Education and Law Enforcement Officials.~~

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N.J.S.A. 2C:~~12-1(a)1~~; ~~2C:39-1 et seq.~~; 2C:58-6.1; 2C:58-15
N.J.S.A. 18A:6-1; ~~18A:37-2.2; 18A:37-2.3; 18A:37-2.4; 18A:37-2.5~~
N.J.S.A. 23:4-16
N.J.A.C. 6A:14-2.8 et seq.; ~~6A:16-5.5; 6A:16-5.6; 6A:16-6.3; 6A:16-6.4~~
Chapters 127 and 128 of 1995, The Zero Tolerance for Guns Act
18 ~~U.S.C.~~USC 921(3)
20 ~~U.S.C.~~USC 1415

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