

# UPPER BUCKS COUNTY TECHNICAL SCHOOL

SECTION: PUPILS

TITLE: WEAPONS

ADOPTED: February 21, 2008

REVISED: September 19, 2013

218.1. WEAPONS	
1. Purpose	<p>The Joint Operating Committee is charged with the responsibility of protecting the health, safety and welfare of the secondary and postsecondary students in its charge. The possession of weapons and other dangerous devices on school property is a criminal offense in the Commonwealth of Pennsylvania.</p> <p>The Joint Operating Committee also recognizes that the use of weapons and dangerous devices have become a serious problem in schools and in society. Weapons and dangerous devices in the schools present serious legal, safety, and welfare problems to the entire school community.</p> <p>As an educational institution, the school shall strive to prevent the presence of weapons and dangerous devices in the school. When weapons or dangerous devices are discovered, the school will intervene to remove them, discipline those individuals responsible for possessing the weapon or dangerous device, and cooperate fully in the prosecution of those possessing weapons or dangerous devices.</p>
2. Definitions SC 1317.2	<p><b>Weapon</b> - the term shall include but not be limited to any knife, cutting instrument, cutting tool, nunchaku, firearm, shotgun, rifle, metal knuckles, straight razors, explosives, noxious, irritating or poisonous gases, poisons, drugs, dangerous devices, replica of a weapon, and/or any other tool, instrument or implement capable of inflicting serious bodily injury.</p> <p><b>Possessing</b> - a student is in possession of a weapon when the weapon is found on the person of the student; in the student's locker; under the student's control while 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 coming to or from school.</p> <p><b>Dangerous devices</b> - an item is a dangerous device if it is any weapon, device, instrument, and material or substance, animate or inanimate, which under the circumstances in which it is used, attempted to be used, or threatened to be used is readily capable of causing death or physical injury.</p>

<p>3. Authority SC 1317.2, 1850.1</p> <p>SC 1317.2 Pol. 233</p> <p>SC 1317.2 Title 22 Sec. 10.23 20 U.S.C. Sec. 1400 et seq Pol. 103.1, 113.1, 113.2, 805.1</p>	<p>The Joint Operating Committee prohibits students from possessing and bringing weapons, dangerous devices and replicas of weapons into any school buildings, onto school property, to any school-sponsored activity, and onto any vehicle providing transportation to school or a school-sponsored activity.</p> <p>The school 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. The Executive Director may recommend modifications of such expulsion requirement on a case-by-case basis.</p> <p>Postsecondary students found to be in violation of this policy by possessing a weapon or dangerous device shall be terminated from enrollment.</p> <p>In the case of a student with a disability, including a student for whom an evaluation is pending, the school shall take all steps required to comply with state and federal laws and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and Joint Operating Committee policies.</p>
<p>4. Delegation of Responsibility SC 1302.1-A Pol. 805, 805.1</p>	<p>The Executive Director or designee shall react promptly to information and knowledge concerning possession of a weapon. Such action shall be in compliance with state law and regulation and with the procedures set forth in the memorandum of understanding with local law enforcement officials and the school's emergency preparedness plan.</p>
<p>5. Guidelines SC 1302.1-A, 1303-A, 1317.2 Title 22 Sec. 10.2, 10.21 Pol. 805.1</p> <p>Title 22 Sec. 10.2, 10.25 Pol. 805.1</p>	<p>The Executive Director or designee shall immediately report incidents involving weapons on school property, at any school-sponsored activity or on a conveyance providing transportation to or from school or a school-sponsored activity to the local police department that has jurisdiction over the school's property, in accordance with state law and regulations, the procedures set forth in the memorandum of understanding with local law enforcement and Joint Operating Committee policies.</p> <p>The Executive Director or designee shall notify the parent/guardian of any student directly involved in an incident involving weapons as a victim or suspect immediately, as soon as practicable. The Executive Director or designee shall inform the parent/guardian whether or not the local police department that has jurisdiction over the school property has been or may be notified of the incident. The Executive Director or designee shall document attempts made to reach the parent/guardian.</p>

<p>SC 1303-A, Pol. 805.1</p>	<p>In accordance with state law, the Executive Director shall annually, by July 31, report all incidents involving weapons to the Office for Safe Schools on the required form.</p>
<p>SC 1317.2</p>	<p>An exception to this policy may be made by the Executive Director, who shall prescribe special conditions or procedures to be followed.</p> <p>Only those knives required by the trade, approved and/or issued by the instructor, shall be permitted. These knives are to be used or carried only in the assigned program area.</p>
<p>18 U.S.C. Sec. 921, 922</p>	<p>In accordance with federal law, possession or discharge of a firearm in, on, or within 1,000 feet of school grounds is prohibited. Violations shall be reported to the appropriate law enforcement agency.</p>
<p>SC 1317.2</p>	<p><u>Transfer Students</u></p> <p>When the school receives a student who transfers from a public or private school during an expulsion period for an offense involving a weapon, the school may assign that student to an alternative assignment or may provide alternative education, provided the assignment does not exceed the expulsion period.</p> <p>References:</p> <p>School Code – 24 P.S. Sec. 1301-A, 1302.1-A, 1303-A, 1317.2</p> <p>State Board of Education Regulations – 22 PA Code Sec. 10.2, 10.21, 10.23, 10.25, 403.1</p> <p>Possession of Weapon on School Property – 18 Pa. C.S.A. Sec. 912</p> <p>Gun Control Act – 18 U.S.C. Sec. 921, 922</p> <p>Individuals With Disabilities Education Act – 20 U.S.C. Sec. 1400 et seq.</p> <p>No Child Left Behind Act – 20 U.S.C. Sec. 7114</p> <p>Gun-Free Schools Act – 20 U.S.C. Sec. 7151</p> <p>Individuals With Disabilities Education Act, Title 34, Code of Federal Regulations – 34 CFR Part 300</p> <p>Joint Operating Committee Policy – 103.1, 113.1, 113.2, 218, 233, 805, 805.1</p>