

## VENTURA COUNTY BOARD OF EDUCATION

**BOARD POLICY NO. 5144.2**

**ADOPTED: 11/23/98**

**CLASSIFICATION: Students**

**REVISED: 08/24/09**

**SUBJECT: Weapons and Dangerous Instruments**

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The Board desires students and staff to be free from the fear and danger presented by firearms and other weapons. The Board prohibits any person other than authorized law enforcement or security personnel from possessing weapons, imitation firearms, or dangerous instruments of any kind in school buildings, on schools grounds or buses, at school-related or school-sponsored activities away from school, or while going to or coming from school.

Given the need to maintain order and discipline in the schools and to protect the safety of students, staff and the public, any school employee is authorized to confiscate a weapon, dangerous instrument or imitation firearm from any person on school grounds.

Students possessing or threatening others with a weapon, dangerous instrument or imitation firearms are subject to suspension and/or expulsion in accordance with law, Board policy and administrative regulations.

The principal or designee shall notify law enforcement authorities when any student possesses, displays, sells, or otherwise furnishes a firearm at school or at a school event.

The principal shall immediately suspend, pursuant to California Education Code section 48911, and shall recommend the pupil's expulsion to the County Superintendent any student found at school or at a school activity to be:

1. Possessing, as verified by a district employee, displaying, selling or otherwise furnishing a firearm, unless the student had obtained prior written permission to possess the item from a certificated school employee with the principal or designee's concurrence.

Upon finding that the student committed the above act, the County Superintendent shall expel the student.

Expulsion orders are appealable to the county board of education in accordance with California Education Code Section 48919.

## Legal References:

### EDUCATION CODE

35291	Governing board to prescribe rules for the government and discipline of the schools
48900	Grounds for suspension/expulsion
48902	Notification of law enforcement authorities
48915	Required recommendation for expulsions
48916	Readmission
48918	Rules governing expulsion orders
48919	Expulsion appeals to county board of education
49330	Injurious object
49331	Removal from possession of pupil by designated employee
49332	Notification of parent or guardian; retention of object by school personnel; release
49333	Return of object
49334	Injurious objects; notification to law enforcement

### PENAL CODE

245	Assault with deadly weapon
417.2	Imitation firearms
417.3	Imitation firearm; drawing or exhibiting
626.9	Gun-Free School Zone Act of 1995
626.10	Dirks, daggers, knives, razor or stun guns; bringing or possessing in school or on school grounds; exception
12020-12028.5	Unlawful carrying and possession of concealed weapons

### UNITED STATES CODE, TITLE 20

6301-8962	Improving America's Schools Act, especially:
8921-8922	Gun-Free Schools Act of 1994