**Students** BP 5131.7(a)

**WEAPONS AND DANGEROUS INSTRUMENTS**

The Governing Board desires students and staff to be free from the danger presented by firearms and other weapons.

**Possession of 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 school grounds or buses, or at a school-related or school-sponsored activity away from school, or while going to or coming from school.

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

Under the power granted to the Board 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.

*(cf. 0450 - Comprehensive Safety Plan)*

*(cf. 4158/4258/4358 - Employee Security)*

The Executive Director or designee shall notify law enforcement authorities when any student possesses a weapon or commits any act of assault with a firearm or other weapon. (20 USC 7151; Education Code 48902; Penal Code 245, 626.9, 626.10)

**Possession of Pepper Spray**

To prevent potential misuse that may harm students or staff, students are prohibited from carrying tear gas or tear gas weapons such as pepper spray on campus or at school activities.

**Reporting of Dangerous Objects**

The Board encourages students to promptly report the presence of weapons, injurious objects or other suspicious activity to school authorities. The identity of a student who reports such activity shall remain confidential to the extent permitted by law.

*(cf. 5125 - Student Records)*

*Legal Reference: (see next page)*

 BP 5131.7(b)

**WEAPONS AND DANGEROUS INSTRUMENTS** (continued)

*Legal Reference:*

*EDUCATION CODE*

*35291 Governing board to prescribe rules for discipline of the schools*

*48900 Grounds for suspension/expulsion*

*48902 Notification of law enforcement authorities*

*48915 Required recommendation for expulsions*

*48916 Readmission*

*49330-49335 Injurious objects*

*PENAL CODE*

*245 Assault with deadly weapon*

*417.4 Imitation firearm; drawing or exhibiting*

*626.9 Gun-Free School Zone Act of 1995*

*626.10 Dirks, daggers, knives, razor or stun gun; bringing or possessing in school or on school grounds; exception*

*653k Soliciting a minor to commit certain felonies*

*12001 Control of deadly weapons*

*12020-12036 Unlawful carrying and possession of concealed weapons*

*12220 Unauthorized possession of a machinegun*

*12401 Tear gas*

*12402 Tear gas weapon*

*12403.7 Weapons approved for self defense*

*12403.8 Minors 16 or over; tear gas and tear gas weapons*

*12555 Imitation firearms*

*UNITED STATES CODE, TITLE 20*

*6301-7941 No Child Left Behind Act; especially:*

*7151 Gun-Free Schools Act*

*Management Resources:*

*CDE COMMUNICATIONS*

*0401.01 Protecting Student Identification in Reporting Injurious Objects*

*CSBA PUBLICATIONS*

*911: A Manual for Schools and the Media During a Campus Crisis, 2001*

*Protecting Our Schools: Governing Board Strategies to Combat School Violence, 1999*

*WEB SITES*

*California Attorney General’s Crime and Violence Prevention Center: http://www.safestate.org*

*California Department of Education, Safe Schools: http://www.cde.ca.gov/ls/ss*

*CSBA: http://www.csba.org*

*National Alliance for Safe Schools: http://www.safeschools.org*

*National School Safety Center: http://www.nssc1.org*

*U.S. Department of Education, Safe Schools: http://www.ed.gov/about/offices/list/osers/osep/gtss.html*

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| Policyadopted: August 28, 2008 revised: February 1, 2024 | **COLLEGE AND CAREER ADVANTAGE**San Juan Capistrano, California |