

WEAPONS AND DANGEROUS INSTRUMENTS

The County Superintendent of Schools prohibits students, employees and the public from carrying on their person, or in any vehicle, weapons, imitation firearms or dangerous instruments of any kind while on Mendocino County Office of Education (MCOE) property (grounds, buildings, classrooms, vehicles, etc.), or at an MCOE/school event, except as provided by law.

Under the power granted to the County Superintendent to maintain order and protect the safety of students, staff and the public, any employee is authorized to confiscate a weapon, dangerous instrument or imitation firearm from any person on MCOE property or involved in an MCOE/school event.

Any individual possessing, selling, furnishing, or threatening others with a firearm or similar weapon, dangerous instrument or imitation firearm at MCOE or at an MCOE/school event shall be reported in accordance with the law. (20 USC 8922, Education Code Section 48902, Penal Code 245, 626.9, 626.10)

Legal Reference:

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*

49330 *Injurious object*

49331 *Removal from possession of pupil by designated employee*

49332 *Notification of parent/guardian; retention of object by school personnel; release*

49333 *Return of object*

49334 *Injurious objects; notification of law enforcement*

PENAL CODE

245 *Assault with deadly weapon*

417.2 *Imitation firearms*

WEAPONS AND DANGEROUS INSTRUMENTS (continued)

Legal Reference: (continued)

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 possessing in school or on school grounds; exception

12020-12028.5 Unlawful carrying and possession of concealed weapons

12403.7 Weapons approved for self defense

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

UNITED STATES CODE, TITLE 20

16301-8962 Improving Americas Schools Act, especially:

8921-8922 Gun-Free Schools Act of 1994

MENDOCINO COUNTY OFFICE OF EDUCATION

Policy adopted: October 11, 2004