

SCROLL DOWN TO PAGE 1

SUBJECT: WEAPONS, VIOLENCE AND SCHOOL SAFETY

DATE OF ORIGINAL POLICY:

DATE OF NEXT REVIEW: 2010

CANCELS POLICY CODE:

REVISION DATE: January 2004

JURISDICTION: Poland Community School
Bruce M. Whittier Middle School

PHILOSOPHY:

It is the philosophy of the Poland School Committee that safety is a basic concept and condition in public education. To support a safe school environment, the Poland School Committee has adopted this policy.

POLICY:

The Poland School Committee believes that students and staff are entitled to learn and work in a school environment free of violence, threats, and disruptive behavior. **All persons** are expected to conduct themselves with respect for others and in accordance with Poland School Committee policies, school rules, reasonable unwritten behavior expectations, and applicable state and federal laws.

School staff is required to immediately report incidents of prohibited conduct by **any person** to the building administrator/designee for investigation and appropriate action.

Prohibited Conduct

All persons are prohibited from engaging in the following conduct on school property, while in attendance at school or at any school-sponsored activity, or at any time or place that such conduct directly interferes with the operations, discipline, or general welfare of the school:

A. Possession and/or use of articles commonly used or designed to inflict bodily harm and/or to threaten, intimidate, coerce, or harass another person. Examples of such articles include, but are not limited to, firearms, BB guns, pellet guns, any kind of gun, ammunition, explosives, cross-bows, brass knuckles, clubs, Kung Fu stars, nun chucks, switchblades, butterfly knives, knives and chains.

B. Exceptions:

a. Knives used by school staff, contractors hired by the school and emergency personnel.

b. Folding knives commonly known as pocket knives, Swiss Army knives, and leathermen type tools with individual blades not to exceed 3 ½ inches used by non-students.

C. Use of any object, although not necessarily designed to be a weapon, to inflict bodily harm and/or to threaten, intimidate, coerce, or harass another person. Examples of such articles include, but are not limited to, bats, belts, picks, pencils, compasses, objects of ignition (e.g. matches, lighters), files, tools of any sort, and replicas of weapons (including toys).

D. Violent threatening behavior including, but not limited to fighting, assault and/or battery, taking hostages, threats to commit violence against persons or property (e.g. verbal or written death threats, threats of bodily harm, bomb threats);

SUBJECT: WEAPONS, VIOLENCE AND SCHOOL SAFETY

- E. Verbal or written statements (including those made on or through a computer) which threaten, intimidate, or harass others, which tend to incite violence and/or disrupt the school program;
- F. Willful and malicious damage to school or personal property;
- G. Stealing or attempting to steal school or personal property;
- H. Lewd, indecent, or obscene acts or expressions of any kind;
- I. Violations of the school unit's drug/alcohol and tobacco policies;
- J. Violations of state or federal laws; and
- K. Any other conduct that may be harmful to persons or property.

Disciplinary Action of Students

Principals may suspend and/or recommend expulsion of students who violate this policy, based upon the facts of each case and in accordance with applicable state and federal laws. Conduct which violates this policy is deliberately disobedient and deliberately disorderly within the meaning of 20-A MRSA § 1001(9) and will be grounds for expulsion if found necessary for peace and usefulness of the school. Such conduct may also be grounds for expulsion under other provisions of 20-A MRSA § 1001(9 and 9A) that specifically prohibit the use and possession of weapons, infractions of violence, and possession, furnishing, and trafficking of scheduled drugs.

Students who are found to have brought a firearm to school (as defined by federal law) shall be expelled for a period of not less than one year, unless this requirement is modified by the Superintendent on a case-by-case basis.

All firearms violations shall be referred to law enforcement authorities as required by law. Other violations of this policy shall be referred to law enforcement authorities at the discretion of the Superintendent, building administration and/or designee(s).

Students with disabilities shall be disciplined in accordance with applicable federal and state laws/regulations and the Poland School Committee Policy JFK.

Disciplinary Action of Non Students

The Principal will inform the non-student of the School Committee policy. Voluntary compliance of removal of weapon from school property is expected. In the case of a firearm violation, if the individual(s) fails to comply with the request, the violation(s) shall be referred to law enforcement authorities as required by law. Other violations of this policy shall be referred to law enforcement authorities at the discretion of the Superintendent, building administrator and/or designee.

Psychological Evaluation/Risk Assessment of Students

The Poland School Committee authorizes the Superintendent to request an immediate psychological evaluation of a student who violates this policy when, in his/her opinion, such an evaluation will assist in assessing the risk the student poses to school safety if the student were to remain in school.

SUBJECT: WEAPONS, VIOLENCE AND SCHOOL SAFETY

The Superintendent is also authorized to request psychological evaluation of students who have been identified as posing a substantial risk of violent behavior.

All such evaluations shall be performed at the school unit's expense.

If the parents/guardians and/or student refuse to permit a requested psychological evaluation, the Superintendent and the Poland School Committee may draw any reasonable inferences from the student's behavior concerning the risk the student poses to school safety for purposes of determining appropriate action.

AMPLIFYING INSTRUCTIONS AND GUIDELINES:

As per the provisions of this policy.

DELEGATION OF AUTHORITY:

The Poland School Committee delegates the authority to administer this policy to the Superintendent of Schools.

EXCEPTIONS TO THE POLICY:

As per the provision of this policy.

REPORTS:

A record of all violations and documentation of the procedure used to deal with the violation are required under this policy.

DEFINITIONS:

None

ATTACHMENTS:

None

LEGAL REFERENCES:

20 USCA § 8921 (Gun-Free Schools Act of 1994)
5 MRSA § 4681 et seq.
17-A MRSA §§ 2(9); 2(12-A)
20-A MRSA §§ 1001(9); 1001(9-A); 6552

CROSS REFERENCES:

ACAA – Harassment and Sexual Harassment of Students
ADC – Tobacco Use and Possession
EBCA – Crisis Response Plan
JICH – Drug and Alcohol Use by Students
JK – Student Discipline
JKD – Suspension of Students
JKE – Expulsion of Students
JKF – Suspension/Expulsion of Students with Disabilities
JIH – Questioning and Searches of Students
KLG – Relations with Law Enforcement Authorities

SUBJECT: WEAPONS, VIOLENCE AND SCHOOL SAFETY

SIGNATURE BLOCK:
Poland School Committee

Ike Levine, Chair DATE

Peter Bolduc DATE

Jack Conway DATE

Norman Davis DATE

Laurie Levine DATE