

POLICY: KGD
Approved: August 24, 1998
Revised: June, 2002
Revised: November 21, 2011

WEAPONS ON SCHOOL PREMISES

Assuring the safety of students and employees and the preservation of an educational environment is a primary duty of the School District.

A. Gun-Free School Zone and Weapon Prohibition

No person, including someone with a State-issued concealed carry license, shall possess or use whether loaded or unloaded, any destructive device, or other dangerous weapon (as defined under section 948.61 of Wisconsin Statutes and as set forth in section B below) in school buildings and other buildings owned, occupied or controlled by the School District in school-provided transportation or at any school-sponsored or school-supervised activity, except as otherwise specifically authorized in this policy.

The District Administrator or designee shall determine the appropriate means of informing students, employees and the public of this policy, including any specific notice (s) that are required under applicable law.

The following are exceptions to the policy prohibition:

1. This prohibition does not apply where State law prohibits a school district from restricting any individual's right to possess a firearm or other weapon in a location covered by this policy (e.g., law enforcement officers possessing a firearm or other weapon on school grounds in the line of duty: individuals 21 years of age or older licensed to carry a concealed weapon who are possessing or storing an authorized handgun that is unloaded and encased in their motor vehicle parked on school grounds).
2. The building principal may allow a weapon on school premises for purposes of demonstration or educational presentations. This approval must be in writing and granted prior to the weapon being brought to the school. The weapon shall be maintained in the possession of the principal except during the actual demonstration or presentation.

B. Weapons are defined in two categories as follows:

1. Articles and/or substances commonly used or designed to inflict bodily harm and/or intimidate other persons including, but not limited to firearms, whether loaded or unloaded (which includes any weapon that will or is designed to or may readily be converted to expel a projectile by the action of an explosive) and a dangerous weapon (as defined in section 948.61 of Wisconsin Statutes). Examples include but are not limited to BB guns, look-alike weapons, knuckles, razors, switchblade/butterfly knives, chains, clubs, stars, chemical/pepper spray, explosives or irritants.

2. Articles and/or substances designed for other purposes, but that are used with the intent to inflict bodily harm and/or intimidate including, but not limited to belts, combs, pencils, files, compasses, aerosol sprays, scissors, laser pointers, etc.

C. Penalties for Violating Policy

1. Students will be disciplined in accordance with Policy KGD-R.
2. Employees who violate this policy shall be disciplined in accordance with employee policies and handbooks, and referred to law enforcement officials for prosecution.
3. Other Individuals, other than students and employees who violate this policy will be referred to the City of Hartford Police Department and other applicable law enforcement officials for prosecution.

LEGAL REFERENCE: Wisconsin State Statute 118.07, 118.31, 120.13(1), 175.60, 941.23; 941.235, 941.299, 941.13, 948.60, 948.605, 948.61
Federal Gun Free Schools Act of 1994

18 U.S.C. Sec. 921(a) [federal definition of “firearm” (including destructive devices) that is used within the Gun-Free Schools Act and within section 120.13(1)(c)(2m)]

Individuals with Disabilities Education Act [programs and services for students with disabilities, including authority to order change of placement for weapons possession].

CROSS REFERENCE: KGD-R, Weapons on School Premises Disciplinary Procedures – Students
JGD, Student Suspension
JGE, Student Expulsion
JGEA, Suspension/Expulsion of Students with Disabilities