

**MONTGOMERY
COUNTY
INTERMEDIATE
UNIT #23**

SECTION: EMPLOYEES

TITLE: WEAPONS

ADOPTED: April 27, 2016

REVISED:

| 317.1 WEAPONS | |
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| <p>1. Purpose</p> | <p>The Board recognizes that the physical safety of students, employees, and program participants is essential for the safe operation of Intermediate Unit programs and for the establishment of a positive environment for learning. Possession of weapons in the school setting is a threat to the safety of students and staff.</p> |
| <p>2. Definitions 24 P.S. 1301-A 24 P.S. 1317.2</p> | <p>Weapon - the term shall include but not be limited to any knife, cutting instrument, cutting tool, nunchaku, firearm, shotgun, rifle, replica of a weapon, and any other tool, instrument or implement capable of inflicting serious bodily injury.</p> <p>The term does not include any device that is authorized by the Intermediate Unit for a legitimate educational or operational purpose and which is used in accordance with that educational purpose.</p> <p>Possessing - an employee is in possession of a weapon when the weapon is found on the person of the employee; in the employee’s locker or storage space; in the employee’s vehicle while parked on Intermediate Unit property; under the employee’s control while on Intermediate Unit property, on property being used by the Intermediate Unit, at any Intermediate Unit function or activity, at any Intermediate Unit event held away from the Intermediate Unit, or while the employee is coming to or from the site of an Intermediate Unit program.</p> |
| <p>3. Authority 24 P.S. 914-A</p> | <p>The Board prohibits employees from possessing and bringing weapons and replicas of weapons into any Intermediate Unit operated classroom or building; onto property owned, leased or occupied by the Intermediate Unit; to any Intermediate Unit-sponsored activity; onto any public vehicle providing transportation to or from an Intermediate Unit program or sponsored activity; or while the employee is coming to or from the site of an Intermediate Unit program.</p> <p>Employees whose jobs require the use of box cutters or other sharp instruments are required to use them only in their designated work area and stored appropriately when not in use. Items such as paring knives and other sharp cooking utensils must be kept in food preparation areas and kept out of reach of students at all times. When not in use, box cutters, knives and other sharp cooking utensils must be secured appropriately.</p> |

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| <p>4. Delegation of Responsibility 24 P.S. 1302.1-A</p> | <p>The Executive Director, building administrator, program supervisor or designee shall promptly to information and knowledge concerning possession of a weapon. Such action shall be in compliance with state law and regulation and with the procedures set forth in memorandum of understanding with local law enforcement officials. Disciplinary action shall be in accordance with Board policy.</p> |
| <p>24 P.S. 1303-A</p> | <p>The Executive Director or designee shall immediately report the discovery of any weapon prohibited by this policy to local law enforcement officials.</p> |
| <p>24 P.S. 1303-A</p> | <p>The Executive Director shall annually, by July 31, report all incidents relating to acts of violence or possession of a weapon to the Office of Safe Schools on the required form, in accordance with state law and regulation.</p> |
| <p>5. Guidelines</p> | <p>Annual written notice of the Board policy prohibiting weapons shall be given to employees, students, program participants and parents/guardians; posted on the web site; and posted in every building owned, leased, or occupied by the Intermediate Unit.</p> <p>An exception to this policy may be made by the Executive Director, who shall prescribe special conditions or procedures to be followed.</p> <p>This policy does not limit the right of law enforcement officials and licensed and approved security personnel, in the performance of their duties, to carry authorized weapons on Intermediate Unit property or any property owned, leased, or occupied by the Intermediate Unit.</p> <p>Intermediate Unit employees shall report any knowledge regarding possession of weapons on Intermediate Unit property to the building administrator or program supervisor.</p> <p>References:</p> <p>School Code – 24 P.S. Sec. 1303-A, 1302.1, 1303.1-A, 1317.2</p> <p>State Board of Education Regulations – 22 PA Code Sec. 403.1</p> <p>Possession of Weapon on School Property – 18 Pa. C.S.A. Sec. 912</p> <p>Gun Control Act – 18 U.S.C. Sec. 921, 922, 930</p> <p>Individuals With Disabilities Education Act – 20 U.S.C. Sec. 1400 et seq.</p> <p>Gun-Fee Schools Act – 20 U.S.C. Sec. 7151</p> <p>Individuals With Disabilities Education, Title 34, Code of Federal Regulations – 34 CFR Part 300</p> <p>Board Policy – 113, 233</p> |