

TOPEKA PUBLIC SCHOOLS	REGULATION NUMBER: 2360-02
SUBJECT: SAFE SCHOOLS—GUN FREE SCHOOLS	DATE OF ISSUE: 07/07/95 <hr/> REVISIONS: 08/01/96; 05/05/06; 08/03/15; 08/01/16 <hr/> PREPARING OFFICE: SUPERINTENDENT

I. PURPOSE:

To establish procedures for administering the provisions of Board of Education Policy No. 2360 and The Federal Gun-Free Schools Act (Public Law 103-832, 108 Stat. 3518) and K.S.A. 72-89a01 et seq.

II. PERSONS AFFECTED:

All school district personnel, students, and parents.

III. DEFINITIONS:

K.S.A. 72-89a01(h)

"Weapon" as defined by the Federal Gun-Free Schools Act and K.S.A. 72-89a01(h)(1) means (A) any weapon which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (B) the frame or receiver of any weapon described in the preceding example; (C) any firearm muffler or firearm silencer; (D) any explosive incendiary, or poison gas (i) bomb, (ii) grenade, (iii) rocket having a propellant charge of more than four ounces, (iv) missile having an explosive or incendiary charge of more than 1/4 ounce, (v) mine, or (iv) similar device; (E) any weapon which will, or which may be readily converted to, expel a projectile by the action of explosive or other propellant, and which has any barrel with a bore of more than 1/2 inch in diameter; (F) any combination of parts either designed or intended for use in converting any device into any destructive device described in the two immediately preceding examples and from which a destructive device may be readily assembled; (G) any bludgeon, sandclub, metal knuckles or throwing star; (H) any knife, commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement; (I) any electronic device designed to discharge immobilizing levels of electricity, commonly known as a stun gun.

(2) The term "weapon" does not include within its meaning (A) an antique firearm; (B) an air gun; (C) any device which is neither designed nor redesigned for use as a weapon; (D) any device, although originally designed for use as a weapon, which is redesigned for use as a signaling, pyrotechnic, line throwing, safety, or similar device; (E) surplus ordnance sold, loaned, or given by the secretary of the army pursuant to the provisions of section 4684(2),

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4685, or 4686 of title 10 of the United States Code; (5) class C common fireworks."

For purposes of this section, "air gun" means any device which will or is designed to or may be readily converted to, expel a projectile by the release of compressed air or gas, and which is of 0.18 caliber or less and has a muzzle velocity that does not exceed 700 feet per second.

IV. PROCEDURE:

- A.** Any incident involving the possession or use of a weapon, as defined above, by any student at any school-supervised activity, in any school building, or on any school district property shall be reported immediately to USD 501's campus police department or the Topeka Police Department. If the student is less than eighteen (18) years of age, an immediate report shall also be made to the secretary of the department of children and families or the commissioner of juvenile justice.
- B.** The superintendent (or director of school safety) shall maintain records of all such reports and shall make an annual report to the Board of Education containing a description of the circumstances surrounding the expulsion of any student, pursuant to Board Policy No. 8125, for the possession or use of any weapon as defined above. (The report shall include the name of the school or schools concerned, the number of students expelled, and the type of weapons concerned.) The report shall also be submitted to the Kansas State Board of Education on forms in the manner and at the time to be determined and specified by the State Board.
- C.** The provisions of Section IV-A of this regulation do not apply to the possession of weapons, as defined above, in connection with a weapons safety course of instruction or a weapons education course approved and authorized by the superintendent of schools or if the possession of the weapon is specifically authorized in writing by the superintendent of schools.
- D.** Possession of an air gun at school, on school property or at a school supervised activity is prohibited, except when a student is participating in activities conducted by an organization, whether school-sponsored or community-based, whose primary purpose is to provide youth development of individuals under the age of 18 in activities, including activities that include the possession and use of air guns by participants, designed to promote and encourage self-confidence, teamwork and a sense of community, or is in transit to and from such activities.