

5260-R Weapons

DEFINITIONS

- Weapons are identified in three categories:
 - Type 1: Deadly weapon, as defined in W.S. 6-1-104(a)(iv), is a device or instrument used in a manner, or intended to be used, and is reasonably capable of producing death or serious bodily injury. Examples are firearms, explosives, or incendiary material, etc.
 - Type 2: Articles other than deadly weapons used, or threatened to be used, to inflict bodily harm and/or to intimidate other persons regardless of whether or not the possessor actually used the article to inflict bodily harm or intimidate other persons. Examples are chains, pepper spray, stars, etc.
 - Type 3: Articles designed for other purposes but which are being used, or threatened to be used, to inflict bodily harm and/or intimidate. Examples are belts, combs, pencils, pocket knives, files, compasses, scissors, etc.
- Possession – Having a weapon actually in a student’s personal possession, or in their desk, locker, backpack, or vehicle.
- Use – Threatening to or actually inflicting injury on another person with a weapon.

POSSESSION OR USE OF WEAPONS

- Possession of a Type 1 or Type 2 weapon on school property, on a school bus, or at any school-sponsored activity is prohibited.
- Use of any type of weapon on school property, on a school bus, or at any school sponsored activity is prohibited.

PENALTY

- A student who possesses, uses, transfers, carries, or sells a deadly weapon (Type 1) while on school property, on any school bus, or while in attendance at any school activity; will be expelled from school for one year. The superintendent may recommend to the board a modification of this expulsion requirement for students on a case-by-case basis.
- A student in possession of a Type 2 weapon shall be subject to disciplinary and/or legal action which may include suspension or expulsion.
- A student using any type of weapon who has caused injury to another person with a weapon, intended or unintended, shall be suspended immediately, pending further investigation.

Administrators or other designated school officials, in their professional judgment, may confiscate any article identified as a weapon elsewhere in this regulation, or used as a weapon under the definitions described in this policy and regulation.

ADOPTION DATE: May 9, 1994; Revised April 10, 1995; Editorial Revision June 14, 2011; Revised March 23, 2021

LEGAL REFERENCE(S): W.S. 6-1-104 (a)(iv), W.S. 21-4-305 and 306; Gun-Free Schools Act of 1994; Section 921 of Title 18 of U.S. Code

CROSS REFERENCE(S): 5260

ADMINISTRATIVE REGULATION: