

POLICY 5436  
WEAPONS

The Kenosha Unified School District shall strive to provide a safe and healthy environment for all persons on its premises or attending any of its activities or functions. To aid in reaching this goal, the District will strictly enforce a zero tolerance policy that no one shall possess, use, or store a dangerous weapon on school property, school buses, or at any school related event. Furthermore, no student will use a dangerous weapon to threaten the life of another student, an employee, or any other person while on school property or engaged in a school activity on or off school property. “Dangerous weapons” include:

- A firearm, whether loaded or unloaded, operational or non-operational;
- A weapon facsimile that could reasonably be mistaken for an actual firearm; or other weapon. A weapon facsimile includes any object, device, instrument, material, or substance that substantially mimics a weapon;
- Any pellet or “BB” gun or other device, whether operational or not, designed to propel projectiles by spring action or compressed air;
- Knives of any length, razor blades, or box cutters, or
- Any object, device, instrument, material, or substance, whether animate or inanimate, that is used or intended to be used by the student to inflict death or serious bodily injury; or designed to inflict serious bodily injury or death, regardless of the student’s intent.

The following are exempted from this policy: weapons under the control of law enforcement personnel, theatrical props used in appropriate settings, starter pistols used in appropriate sporting events, military personnel armed in line of duty, ROTC instructional activities under the supervision of a certified staff member, and items pre-approved by the building principal as part of a class or individual presentation under adult supervision. This approval must be in writing and granted prior to the weapon being brought to the school.

Persons violating this policy may be referred for prosecution under applicable laws and/or subject to school disciplinary action.

**LEGAL REF.:** Wisconsin Statutes

Sections:	120.13(1)	School government rules: suspension; expulsion
	948.60	Possession of a dangerous weapon for person under 18
	948.605	Gun-free school zones
	948.61	Dangerous weapons other than firearms on school premises
Federal Law		Gun-Free Schools Act of 1994

**CROSS REF.:**

5111	Anti-Bullying/Harassment/Hate
5430	Student Conduct and Discipline
5436.1	Fires, Fire Alarms, Explosives, Firecrackers and Spray Devices
5436.2	Missiles
5437	Threats /Assaults
5473	Student Suspension
5474	Student Expulsion
5475	Students with Disabilities

Employee Handbook

ADMINISTRATIVE REGULATIONS: None

AFFIRMED: August 13, 1991

REVISED: October 8, 1996  
September 9, 1997  
May 11, 1999  
February 23, 2016

RULE 5436  
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Students violating the Board's policy on possession, use, storage of weapons, and use of weapons to threaten the life of others will be subject to disciplinary action including immediate suspension and a referral to the Board for expulsion from the regular school program. Except as otherwise specifically provided by law or the Board, a student found in possession of a dangerous weapon will be expelled from the regular school program for a minimum of one year or longer as determined by the Board. Such expulsion will not preclude the student violator's attendance in alternative programs or the receipt of educational services outside the regular school program during the period of expulsion. The Board may modify the expulsion requirement on a case-by-case basis.

Parent(s)/guardian(s) will be notified in all cases where this policy is violated. Law enforcement, criminal justice, and/or other juvenile justice system officials will also be notified. Weapons will be confiscated by the District and turned over to the proper law enforcement officials.

The District will comply with federal and state laws and reporting requirements including assurance of compliance with state regulations regarding student expulsion for firearms possession.