

Van Buren County Board of Education

Monitoring: Review: Annually, in April	Descriptor Term: Zero Tolerance Offenses	Descriptor Code: 6.309	Issued Date: 06/20/13
		Rescinds: 6.309	Issued: 03/20/03

1 In order to ensure a safe and secure learning environment, the following offenses shall not be tolerated:

2 **WEAPONS & DANGEROUS INSTRUMENTS**

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5 Students shall not possess, handle, transmit, use or attempt to use any dangerous weapon in school build-
6 ings or on school grounds at any time, or in school vehicles and/or buses or off the school grounds at
7 a school-sponsored activity, function or event.¹

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9 Dangerous weapons for the purposes of this policy shall include, but are not limited to a firearm or
10 anything manifestly designed, made or adapted for the purpose of inflicting death or serious bodily
11 injury or anything that in the manner of its use or intended use is capable of causing death or serious
12 bodily injury.²

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14 Violators of this section shall be subject to suspension and/or expulsion from school.

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16 *Firearms (as defined in 18 U.S.C. § 921)*³

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18 In accordance with state law, any student who brings or possess a firearm on school property shall be
19 expelled for a period of not less than one (1) calendar year. The director of schools shall have the au-
20 thority to modify this expulsion requirement on a case-by-case basis. ⁴

21 **DRUGS**

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24 In accordance with state law, any student who unlawfully possesses any drug including any controlled
25 substance or legend drug shall be expelled for a period of not less than one (1) calendar year. The di-
26 rector of schools shall have the authority to modify this expulsion requirement on a case-by-case basis.⁵

27 **ASSAULT**

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30 In accordance with state law, any student who commits aggravated assault as defined in § 39-13-102 upon
31 any teacher, principal administrator, any other employee of the school or school resource officer shall be
32 expelled for a period of not less than one (1) calendar year. The director of schools shall have the authority
33 to modify this expulsion requirement on a case-by-case basis.⁵

34 **ELECTRONIC THREATS**

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37 In accordance with state law, any student who transmits by an electronic device any communication
38 containing a credible threat to cause bodily injury or death to another student or school employee and
39 the transmission of such threat creates actual disruptive activity at the school that requires administrative
40 intervention shall be expelled for a period of not less than one (1) calendar year. The director of schools
41 shall have the authority to modify this expulsion requirement on a case-by-case basis.⁶

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NOTIFICATION

When it is determined that a student has violated this policy, the principal of the school shall notify the student’s parent or guardian and the criminal justice or juvenile delinquency system as required by law.⁷

Legal References:

- 1. TCA 39-17-1309
- 2. TCA 39-11-106(a)(5)(A)(B)
- 3. 18 U.S.C. 921
- 4. 20 U.S.C. § 8921; TCA49-6-4216(b);TCA 49-6-3401(g)
- 5. TCA 49-6-3401(g);TCA49-6-4216(b)
- 6. TCA 49-6-4216(a)(2)(C)
- 7. TCA 49-6-4209; TCA 39-17-1312

Cross References:

- Discipline Procedures 6.313
- Suspension/Expulsion/Remand 6.316