

### REMOVAL OF PUPILS FROM THE GENERAL EDUCATION PROGRAMS FOR WEAPONS/ FIREARMS OFFENSES

#### 5611 REMOVAL OF PUPILS FROM THE GENERAL EDUCATION PROGRAMS FOR WEAPONS/ FIREARMS OFFENSES

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The Board of Education is committed to providing a safe school environment to all pupils attending the public schools. To provide this safe learning environment, the Board of Education will implement the Safe Schools Initiative - Chapters 127 and 128, The Zero Tolerance For Guns Act. The Act provides for immediate removal of a pupil found to be in possession of a firearm, committing a crime with a firearm or assaulting a member of the school community with a weapon other than a firearm.

Any pupil convicted or adjudicated delinquent for possession of a firearm or crime while armed with a firearm or found knowingly in possession of a firearm on any school property, on a school bus, or at a school-sponsored function shall be immediately removed from the school's regular educational program for a period of not less than one calendar year and placed in an alternative education school or program pending a hearing before the Board of Education to remove the pupil.

Any pupil who assaults a pupil, teacher, administrator, Board member, or other school district employee, with a weapon other than a firearm on school property, on a school bus, or at a school-sponsored function must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a hearing before the Board of Education.

The Superintendent determines whether the pupil is prepared to return to the regular education program or whether the pupil remains in the alternative education program or other educational placement. The Superintendent's decision must be made in accordance with school district policy and New Jersey Administrative Code. If the pupil is educationally disabled, the pupil's placement is determined by the Child Study Team and the pupil's parent or legal guardian in accordance with N.J.A.C. 6A:14 et seq., Special Education.

Pupils with disabilities who exhibit dangerous or violent behavior, may be removed immediately from the school setting. The Principal may suspend the pupil for up to ten school days without the involvement of the Child Study Team. If the school believes the pupil should be removed for more than ten school days the case manager must be notified. The case manager shall take the appropriate actions as indicated in 20 U.S.C.:1415(k).



# POLICY

## MONTGOMERY TOWNSHIP BOARD OF EDUCATION

PUPILS

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In accordance with N.J.A.C. 6:29-10.3(a) the Board of Education will adopt procedures and a memorandum of agreement with appropriate law enforcement authorities consistent with the Attorney General's Executive Directive 1988-1. The Superintendent will work with the local law enforcement officials to review and revise the implementation of any agreements.

N.J.S.A. 18A:37-1 et seq.

N.J.A.C. 6A:14-2.8

Adopted: 26 July 1999

