

# **OLYMPIC ESD 114 BOARD POLICY REGULATIONS OF DANGEROUS WEAPONS**

## **POLICY 4210**

It is a violation of ESD 114 policy and state law for any person to carry a firearm or dangerous weapon on ESD 114 premises, cooperative-provided transportation, or other facilities being used exclusively for cooperative programs and/or activities.

The Superintendent is directed to see that all ESD 114 facilities post "Gun-Free Zone" signs, and that all violations of this policy and RCW 9.41.280 are reported annually to the Superintendent of Public Instruction.

### **Dangerous Weapons**

The term "dangerous weapons" under state law includes:

- Any firearm;
- Any device commonly known as "nun-chu-ka sticks," consisting of two or more length of wood, metal, plastic, or similar substance connected with wire, rope, or other means;
- Any device, commonly known as "throwing stars," which are multi-pointed, metal objects designed to embed upon impact from any aspect;
- Any air gun, including any air pistol or air rifle, designed to propel a BB, pellet, or other projectile by the discharge of compressed air, carbon dioxide, or other gas;
- Any portable device manufactured to function as a weapon and which is commonly known as a stun gun, including a projectile stun gun which projects wired probes that are attached to the device that emit an electrical charge designed to administer to a person or an animal an electric shock, charge, or impulse;
- Any device, object, or instrument which is used or intended to be used as a weapon with the intent to injure a person by an electric shock, charge, or impulse;
- The following instruments:
  - Any dirk or dagger;
  - Any knife with a blade longer than three inches;
  - Any knife with a blade which is automatically released by a spring mechanism or other mechanical device;
  - Any knife having a blade which opens, or falls or is ejected into position by the force of gravity, or by outward, downward, or centrifugal thrust or movement; and
  - Any razor with an unguarded blade;
  - Any slung shot, sandbag, or sandclub;
  - Metal knuckles;
  - A sling shot;
  - Any metal pipe or bar used or intended to be used as a club;
  - Any explosive;
  - Any weapon containing poisonous or injurious gas;
  - Any implement or instrument which has the capacity to inflict death and from the manner in which it is used, is likely to produce or may easily and readily produce death.

After carefully balancing the benefits to student and public safety derived from a policy restricting possession of dangerous weapons on ESD's premises against the general, non-absolute right to bear arms, ESD 114's general policy is that no persons may bring a dangerous weapon onto ESD 114

premises (including the parking lot) even if the weapon is secured within an attended vehicle, is unloaded and secured in a locked vehicle, or is concealed from view in a locked, unattended vehicle. However, the following persons may carry firearms into ESD 114 buildings, as necessary, although students engaged in these activities are restricted to the possession of rifles on ESD 114 premises:

- 1) persons engaged in military, law enforcement, or ESD 114 security activities;
- 2) persons involved in a cooperative program authorized convention, showing, demonstration, lecture, or firearm safety course;
- 3) persons competing in cooperative program authorized firearm or air gun competitions; and
- 4) any federal, state, or local law enforcement officer.

Persons may bring dangerous weapons, other than firearms, onto ESD 114 premises if the weapons are lawfully within the person's possession and are to be used in a cooperative program authorized martial arts class.

Persons over eighteen years of age and not enrolled as students who have concealed weapons permits issued pursuant to RCW 9.41.070 and are engaged in picking up or dropping off students may have firearms in their possession on the portions of ESD 114 outdoor property, not inside ESD buildings, that are being used briefly to pick up or drop off students.

### **Personal Protection Spray**

Persons over eighteen years of age, and persons between fourteen and eighteen years of age with written parental or guardian permission, may possess personal protection spray devices on school property. No one under eighteen years of age may deliver such devices. No one eighteen years or older may deliver a spray device to anyone under fourteen, or to anyone between fourteen and eighteen who does not have parental permission.

Personal protection spray devices may not be used other than in self-defense as defined by state law. Possession, transmission or use of personal protection spray devices under any other circumstances is a violation of district policy.

School officials shall notify the appropriate law enforcement agency of known or suspected violations of this policy.

**Cross References:** Board Policy 3240 Student Conduct  
Board Policy 4260 Use of OESD 114 Facilities

**Legal References:** RCW 9.41.250 Dangerous weapons—Penalty  
RCW 9.41.280 Dangerous weapons on school facilities—Penalty -  
Exceptions  
RCW 9.91.160 Personal protection spray devices  
RCW 9A.16.020 Use of Force – when lawful  
RCW 28A.310.180 Use of force - when lawful  
RCW 28A.600.420 Firearms on school premises, transportation, or  
facilities — Penalty — Exemptions  
*Cherry v. Mun. of Metro. Seattle*, 116 Wn.2d 794 (1991).

Date Adopted: April 27, 2017