

# Hamilton County Board of Education

Monitoring: Review: Annually in April	Descriptor Term: <b>Zero Tolerance Offenses</b>	Descriptor Code: 6.309	Issued Date: 09/15/16
		Rescinded:	Revised: 08/17/23

In order to ensure a safe and secure learning environment, the following offenses will not be tolerated, and in accordance with state law, any student in violation shall be expelled for a period of not less than one (1) calendar year:

## **WEAPONS & DANGEROUS INSTRUMENTS**

Students shall not possess, handle, transmit, use, or attempt to use any dangerous weapon in school buildings or on school grounds at any time, or in school vehicles and/or buses or off the school grounds at a school-sponsored activity, function, or event.<sup>1</sup>

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

Violators of this section shall be subject to suspension and/or expulsion from school for a period of not less than one (1) calendar year.

## **FIREARMS (as defined in 18 U.S.C. § 921)<sup>3</sup>**

In accordance with state law, any student who brings or possesses a firearm on school property shall be expelled for a period of not less than one (1) calendar year. The Director of Schools shall have the authority to modify this expulsion requirement on a case-by-case basis.<sup>4</sup>

## **DRUGS**

In accordance with state law, any student who unlawfully possesses or is under the influence of any drug including any controlled substance or legend drug shall be expelled for a period of not less than one (1) calendar year. The Director of Schools shall have the authority to modify this expulsion requirement on a case-by-case basis.<sup>5</sup>

## **ASSAULT**

In accordance with state law, any student who commits aggravated assault or commits an assault that results in physical contact with any teacher, principal, administrator, any other employee of the school, or school resource officer, shall be expelled for a period of not less than one (1) calendar year. The Director of Schools shall have the authority to modify this expulsion requirement on a case-by-case basis.

## **THREAT BY ELECTRONIC DEVICE**

In accordance with state law, any student who transmits by an electronic device a credible threat to cause bodily injury or death to another student or school employee and the threat causes actual disruptive activity at the school shall be expelled for a period of not less than one (1) calendar year. The Director of Schools shall have the authority to modify this expulsion requirement on a case-by-case basis.

### **THREATS OF MASS VIOLENCE**

In accordance with state law, any student who threatens mass violence on school property or at a school-related activity shall be expelled for a period of not less than one (1) calendar year. The Director of Schools shall have the authority to modify this expulsion requirement on a case-by-case basis. <sup>5</sup>

### **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 in writing and the criminal justice or juvenile delinquency system as required by law. <sup>6</sup>

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#### Legal References:

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

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#### Cross References:

Discipline Procedures 6.313  
Suspension/Expulsion/Remand 6.316