

KERN COUNTY SUPERINTENDENT OF SCHOOLS OFFICE**PERSONNEL****FIREARMS PROHIBITION POLICY**

Under the power granted to the Kern County Superintendent of Schools to protect the safety of staff and students, all persons and personnel are prohibited from possessing firearms and/or carrying ammunition in any work place defined in this policy. This prohibition applies whether or not a person has a license to carry a concealed weapon issued under the authority of Penal Code sections 26150 or 26155.

This prohibition does not apply to:

- (i) Duly appointed peace officers as defined in Penal Code sections 830.1 - 830.33;
- (ii) Honorably retired peace officers who are authorized to carry concealed and loaded firearms pursuant to Penal Code section 26300;
- (iii) Retired reserve officers who are authorized to carry concealed and loaded firearms pursuant to Penal Code section 26300;
- (iv) Full-time paid peace officers of another state or the federal government who are carrying out official duties while in California; and
- (v) An armored vehicle guard who is engaged in the performance of that person's duties.

Employees who violate this policy are subject to discipline and/or dismissal in accordance with law, and the policy and administrative regulations of the Superintendent.

Non-employees who violate this policy are subject to exclusion from the work place in accordance with law, and the policy and administrative regulations of the Superintendent.

A "firearm" is defined as pistol, revolver, shotgun, rifle, or any other device capable of propelling a projectile by force of an explosion or other form of combustion, including a starter gun. A "firearm" also includes a rocket, rocket propelled projectile launcher, or similar device containing an explosive or incendiary material, whether or not the device is designed for emergency or distress signaling purposes. A "firearm" also includes the frame or receiver of a weapon or a dismantled pistol, revolver and other firearm.

The term "ammunition" means ammunition or cartridge cases, primers, bullets, or propellant powder designed for use in any firearm.

"Work place" is defined as any place where the work of the Superintendent's employees is performed, regardless of location including, but not limited to, any office building or other office premises including parking lots; any school building or other school premises including parking lots; any home, hospital or other location away from school where employees provide educational services to students on behalf of the Superintendent; any

bus or other vehicle used to transport students to and from school or school-related activities; and any off-school sites when accommodating an activity or function approved or sponsored by the Superintendent, such as a field trip or academic or athletic event where students are under the jurisdiction of the Superintendent.

Legal Reference:

Penal Code sections 626.9; 830-830.10; 16520; 16330; 26150; 26155; 26300 and 30310

Title 18 U.S.C. 921

Title 20 U.S.C. 7961

81 Op.AttyGen.Cal63

82 Ops.Cal.Atty.Gen.16