

ADMINISTRATION

GENERAL

Weapons on College Grounds #2440

**POLICY**

It is prohibited for any person to carry, possess, or have under such person's control any firearm, weapon, or unlawful biological or explosive material or compound while on Ocean County College property, or at an OCC sanctioned or sponsored function, or on a bus or other transportation furnished by the College.

Note: This prohibition does not extend to a law enforcement officer as defined by N.J.S.A. 2C:39-3g (1) or an OCC security officer who is qualified under N.J.S.A. 2C:39-6 as a retired law enforcement officer when the individual is acting in the performance of his/her official duties or when en route to or from his/her official duties or has received written permission pursuant to N.J.S.A. 2C:39-5e.

The Procedures for this Policy include relevant definitions, technical elements, and references.

ADOPTED: January 30, 2012

**Procedure: Weapons Policy**

Corrective Action: Possession of unlawful weapons in educational institutions without the express written authorization of the governing officer of the institution is a crime of the third degree irrespective of whether said individual possesses a valid permit to carry the firearm or a valid firearms purchaser identification card. (N.J.S.A. 2C:39-5(e))

Any individual found in violation of the provisions of this policy without the express written authorization of the governing officer of the institution or that officer's designee shall be subject to the following:

Employee:

disciplinary action up to and including dismissal and criminal prosecution.

Student

disciplinary action up to and including expulsion consistent with the guidelines of the College's Student Handbook and College Policy #5247 as well as criminal prosecution.

Volunteer or visitor

subject to criminal prosecution.

Vendor or contractor

subject to termination of his/her business relationship with Ocean County College as well as criminal prosecution.

Definitions

Firearm:

any firearm whether operable or inoperable as defined by the New Jersey Criminal Code or any facsimile thereof, including, but not limited to paintball guns, BB guns, air soft guns, or any device that propels a projectile of any kind; any dangerous weapon, machine gun, sawed-off shotgun or rifle, a shotgun or silencer as defined in N.J.S.A. 2C:39-3; 2C:39-4 and 2C:39-5.

Biological, Poison, or Destructive Device:

any bacteriological weapon, biological weapon, destructive device, or poison gas as defined in New Jersey Criminal Code, N.J.S.A. 2C:38-3. Any explosive compound/material defined in the New Jersey Criminal Code; or, any hoax device, replica of a destructive device or configuration of explosive materials with the appearance of a destructive device, including, but not limited to, fake bombs, packages containing substances with the appearance of chemical explosives or toxic materials.

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Weapon:

Any operable or inoperable object (or reasonable facsimile thereof) referenced in the New Jersey Criminal Code, including but not limited to any knife with a blade of two or more inches in length (e.g., switchblade, ballistic knife, etc.), straight-edge razor or razor blade, any bludgeon-type instrument (e.g., blackjack, bat or club), any flailing instrument (e.g., nun chuck or fighting chain), stun gun or taser, or weapon designed to be thrown (e.g., throwing star or oriental dart). (N.J.S.A. 2C:39-1h, r and u)

Exclusion:

Any person employed as a college security officer who is authorized to carry a weapon pursuant to NJSA 2C:39-6; or, any person (e.g., faculty, maintenance staff, contractor) authorized in writing by the President or his/her designee to have in his/her possession for use as part of any activity conducted at the college workplace a weapon which would otherwise be prohibited by this policy. The authorization shall specify the weapon(s) which have been authorized and the time period during which the authorization is valid.

College Property:

Any area within the physical legal boundaries of the College in Toms River, Manahawkin, or any other property owned, leased or assigned to Ocean County College, including vehicles of all kind.

OCC Sanctioned or Sponsored Function:

Any activity or function that is supported, sponsored, or sanctioned directly or indirectly by the College regardless of location on or off College property.

Qualified OCC Security Officer:

The Director of College Security who meets the definition of N.J.S.A 2C:39-5 (f), as a retired peace officer and is approved by the President of the College to carry a weapon on College property or a full-time, part-time or reserve employee of the College in a position of Security Technician, Security Shift Sergeant, Security Information Resource Technician, Security Office I, Security Officer II, or Reserve Security Officer who meets the definition of N.J.S.A 2C:39-5 (f), as a retired peace officer and is approved by the Director of College Security to carry a weapon on College property.

Technical Elements

OCC Security Officer Qualification:

Authorization to Carry Firearms

An Ocean County College Security Officer who meets the standards and definition of N.J.S.A 2C:39-5e, as a retired peace officer and who has passed the required testing may, with the approval of the Director of College Security, carry a weapon on college property. In addition to the semiannual qualification with a handgun, the retired officer must be thoroughly familiar with N.J.S.A. 2C:3-1 et. seq. of the New Jersey Code of Criminal Justice which codifies the justified use of force by a civilian. It is also noted that as a civilian, a retired officer cannot legally carry hollow-point ammunition or high-capacity ammunition magazines (capable of carrying more than 15 rounds of ammunition) in the handgun they are carrying.

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Testing

In accordance with NJSA 2C:39-6, security officers will be required to complete and pass semiannual qualifications at an authorized location and present a printed copy of their results to the Director of College Security within two weeks of receiving their approval. If a Security Officer fails to provide the proper qualification documentation he/she immediately will be prohibited from carrying a firearm on College property. The Director of College Security will maintain records for each qualified officer.

List of OCC Qualified Officers:

The Director of College Security will maintain an up to date list of College Security Officers authorized and qualified to carry weapons.

**Note:** Ocean County College expresses its appreciation to Calvin College for its assistance in the formulation of this Policy and the accompanying procedure.

ADOPTED: January 31, 2012