

Category	Approval		
Series 100: Foundations and Basic Commitments	Effective	Administration	Board
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RESTRICTIONS ON WEAPONS

MTC 119

Except as otherwise provided in SDCL 13-39A-44 and in this policy, neither the South Dakota Board of Technical Education nor Mitchell Technical College may restrict or limit the lawful carrying, possession, storage, or transportation of the following by any individual within the boundaries of the college, or while in any building or structure owned or leased by the board or the institution:

1. A concealed pistol, as defined in SDCL 22-1-2, and compatible ammunition, by any individual holding an enhanced permit, a restricted enhanced permit, or a reciprocal permit in accordance with SDCL 23-7;
 - a. "Concealed" – any firearm that is totally hidden from view. If any part of the firearm is capable of being seen, it is not concealed.
2. A stun gun, as defined in SDCL 22-1-2;
3. Mace, pepper spray, or other chemical irritant.

The South Dakota Board of Technical Education or Mitchell Technical College **MAY RESTRICT** the lawful carrying or possession of any item referenced in SDCL 13-39A-43 in the following areas:

1. In a clearly designated portion of a building or structure, only if any of the following are present:
 - a. More than 55 gallons of flammable liquid, as identified in the Occupational Safety and Health Administration Regulations (OSHA) 29 CFR 1910.106;
 - b. Significant quantities of hazardous materials classified as Category 3 or higher by the 704 Hazard Identification System of the National Fire Protection Association;
 - c. K-size cylinders containing corrosive, reactive, flammable, toxic, or oxidizer gases classified as Category 2 or higher by the 704 Hazard Identification System of the National Fire Protection Association;
 - d. L-size cylinders of acetylene gas; or
 - e. Magnetic resonance imaging equipment or nuclear magnetic resonance equipment;
2. In a room used for manufacturing or scientific research, if the concentration of airborne particles is controlled in order to maintain an environment with minimal pollutants;
3. In a clearly designated portion of a building or structure to which a facility security clearance applies or for which a federal security clearance is required; or
4. In a building or structure during a special event, provided metal detectors and armed security personnel are present at every public entrance to restrict the possession of any dangerous weapon.

Signage restricting the carrying or possession of any item referenced in SDCL 13-39A-43 in the listed areas on campus will be clearly visible prior to the entrance of the areas.

Whenever an individual is not carrying or in possession of any item referenced in SDCL 13-39A-43, the individual must store the item in a locked case or safe. Mitchell Technical College is not responsible for the storage or providing storage for any item referenced in SDCL 13-39A-43.

Any employee or student who becomes aware of a violation of this policy should immediately notify the Vice President for Academic Affairs, a member of administration, or an immediate supervisor.

LEGAL REF: SDCL 13-39A-43 and SDCL 13-39A-44