

<p>Title 22 Sec. 12.9 Pol. 000</p> <p>SC 511 Title 22 Sec. 12.2, 12.9</p> <p>SC 510 Title 22 Sec. 12.9</p>	<p>the educational process, including school activities, school work, or discipline and order on school property, or at school functions; threatens serious harm to the school or community; encourages unlawful activity; or interferes with another's rights is also covered by this policy.</p> <p>b. Expression - verbal, written, or symbolic representation or communication.</p> <p>c. Non-school materials - any printed or written materials meant for posting or general distribution to others that are not prepared as part of the curricular or extracurricular program of the District, including, but not limited to fliers, invitations, announcements, pamphlets, posters, Internet bulletin boards, personal websites, and the like.</p> <p>d. Posting - publicly displaying non-school materials on school property or at school-sponsored events, including, but not limited to, affixing such materials to walls, doors, bulletin boards, easels, the outside of lockers; on District-sponsored or student websites; through other District-owned technology, and the like.</p> <p>Section 3. <u>Authority</u></p> <p>a. Students have the right to express themselves, unless such expression is likely to or does materially or substantially interfere with the educational process, including school activities, school work, or discipline and order on school property or at school functions; threatens serious harm to the school or community; encourages unlawful activity; or interferes with another's rights.</p> <p>b. Student expression that occurs on school property or at school-sponsored events is fully governed by this policy. In addition, off-campus or after-hours expression is governed by this policy if the student expression involved constitutes unprotected expression as stated in this policy and provided the off-campus or after-hours expression does or is likely to materially or substantially interfere with the educational process, including school activities, school work, or discipline and order on school property or at school functions; threatens serious harm to the school or community; encourages unlawful activity; or interferes with another's rights.</p> <p>c. The Board shall require that distribution and posting of non-school materials occur only at the places and during the times set forth in written administrative regulations. Such regulations or procedures shall be written to permit the orderly operation of schools, while recognizing the rights of students to engage in protected expression.</p> <p>Section 4. <u>Guidelines</u></p> <p>a. Unprotected Student Expression</p> <p>1. The Board reserves the right to designate and prohibit manifestations of</p>
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<p>Title 22 Sec. 12.9</p>	<p>property or at school functions;</p> <ul style="list-style-type: none"> • Threat of serious harm to the community; • Encouragement of unlawful activity related to or that would affect the school community; • Bullying; or • Other interference with the rights of students or employees. <p>c. Distribution of Non-school Materials</p> <ol style="list-style-type: none"> 1. The Board requires that students who wish to distribute or post non-school materials on school property shall submit the non-school materials within two (2) full business days prior to distribution or posting to the building principal or designee, who shall forward a copy to the Superintendent or designee. <ul style="list-style-type: none"> • If the non-school materials contain unprotected expression as stated in this policy, the building principal or designee shall notify the students that they may not distribute or post the materials because the materials constitute a violation of Board policy. • If notice is not given during the period between submission and the time for the planned distribution or posting, students may proceed with the planned distribution or posting, provided they comply with written administrative procedures on time, place, and manner of posting or distribution of non-school materials. • All non-school materials shall include the name of the student who is distributing or posting the non-school material or who represents an organization or group distributing or posting the material, and the name of any such organization or group. • Students who post or distribute non-school materials in compliance with this provision may still be ordered to desist from such distribution if the materials are later found to be unprotected expression under this policy. • Students who distribute printed materials shall be responsible for clearing any litter that results from their activity and shall schedule the event so that they do not miss instructional time themselves. 2. The building principal or designee shall determine the appropriate time, place, and manner for distribution, consistent with avoiding disruption to the education process and normal school activities. Considering that
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alternate means of distribution will be provided, students shall not distribute hard copy of written material in hallways or otherwise inside of the school building except as authorized by the building principal.

3. Options the building principal may consider for distribution include:

- Student distribution before or after school hours on school sidewalks and in areas outside of school entranceways;
- Student distribution in homeroom;
- Teacher distribution of material provided by a student;
- Distribution by pick-up in the school office; or
- If requested, distribution before or after school hours and during lunch period by a student at a table located in the area outside the school cafeteria, or at a location where all students are expected to pass-by at some time during the school day.

4. If distribution at a table is allowed, a student responsible for distribution shall be at the table at the time of distribution. Students shall be permitted to pick-up written material on the table and the student(s) responsible for distribution at the table may interact with the other student(s) as part of the distribution.

d. Posting of Non-school Materials

1. If a school building has an area where individuals are allowed to post non-school materials, students may post such items as well, if the materials do not constitute unprotected expression and the items are submitted for prior review in the same manner as if the students were going to distribute them.
2. Such materials shall be limited to announcing the time, place, and purpose of meetings and events.
3. Such materials shall be officially dated, and the District may remove the materials within ten (10) days of the posting, or other reasonable time as stated in the administrative procedures relating to posting.

e. Review Of Student Expression

1. School officials shall not censor or restrict non-school materials or other student expression for the sole reason that it is critical of the school or its administration, or because the views espoused are unpopular, or may make people uncomfortable.

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2. Student-initiated religious expression is permissible and shall not be prohibited except as to time, place, and manner of distribution, or if the expression involved violates some other part of this policy, e.g., because it is independently determined to be unprotected expression under the standards and definitions of this policy.
3. The review for unprotected expression shall be reasonable and not calculated to delay distribution. Appeal of the reviewer's decision may be made to the Superintendent and then to the Board, in accordance with Board policy and procedures.
4. A student’s dress and personal appearance shall not be regulated, but said dress and personal appearance shall not cause actual disruption of educational processes, or actual health and safety hazards. (e.g., technology education class, etc.)
 - An individual student’s dress, personal appearance, and cleanliness should reflect a sensitivity and respect for others.
 - The Board of School Directors may, upon the recommendations of the Superintendent, adopt such rules and regulations governing student dress as seems to be in the best interest of the educational program.
 - Students shall have the right to express themselves by the wearing of buttons, badges; armbands bearing slogans, sayings, etc., except the school principal may restrict such uses if they fall within the prohibitions of the Students Rights and Responsibilities Act.

Section 5. Delegation of Responsibility

1. The Superintendent or designee shall assist the building principal in determining the designation of the places and times non-school materials may be distributed in each school building. Such designations may take into account maintenance of the flow of student traffic throughout the school and shall limit distribution of non-school materials to non-instructional times.
2. Disciplinary action may be determined by the administrators for students who distribute or post non-school materials in violation of this policy and District procedures, or who continue the manifestation of unprotected expression after a person in authority orders that they desist. Disciplinary actions shall be included in the Code of Conduct.

References:

School Code – 24 P.S. Sec. 510, 511
 State Board of Education Regulations – 22 PA Code Sec. 12.2, 12.9

	<p>Board Policy – 000, 218, 219, 237, 707</p> <p><u>Replaces:</u> 3521 3522 3523 3524 3550 3560</p>
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