

SECTION: PUPILS

TITLE: STUDENT EXPRESSION

ADOPTED: October 21, 2002

REVISED:

JEFFERSON-MORGAN SCHOOL DISTRICT

<p>1. Purpose Title 22 Sec. 12.9</p> <p>2. Definitions</p>	<p style="text-align: center;">220. STUDENT EXPRESSION/DISTRIBUTION AND POSTING OF MATERIALS</p> <p>The right of public school students to freedom of speech is guaranteed by the Constitution of the United States and the constitution of the Commonwealth. The Board respects the right of students to express themselves in word or symbol and to distribute and post materials in areas designated for posting as a part of that expression. The Board also recognizes that the exercise of that right must be limited by the district's responsibility to maintain an orderly school environment and to protect the rights of all members of the school community.</p> <p>This policy addresses student expression in general and distribution and posting of materials that are not part of district-sponsored activities. Materials sought to be distributed or posted as part of the curricular or extracurricular programs of the district shall be regulated as part of the school district's educational program.</p> <p>Distribution—students handing nonschool materials to others on school property or during school-sponsored events; placing upon desks, on or in lockers; or engaging in any other manner of delivery of nonschool materials to others while on school property or during school functions. When e-mail, text messaging or other technological delivery is used as a means of distributing or accessing nonschool materials via use of school equipment or while on school property or at school functions, it shall be governed by this policy. Off-campus or after hours distribution, including technological distribution, that 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 is also covered by this policy.</p> <p>Expression-verbal, written or symbolic representation or communication.</p> <p>Nonschool 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,</p>
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<p>3. Authority SC 511 Title 22 Sec. 12.9</p> <p>Title 22 Sec. 12.2</p> <p>Pol. 913</p> <p>Title 22 Sec. 12.9 Pol. 219</p>	<p>invitations, announcements, pamphlets, posters, Internet bulletin boards, personal web sites and the like.</p> <p>Posting—publicly displaying nonschool materials on school property or at school-sponsored events, including but not limited to affixing such materials to walls, doors, bulleting boards, easels, the outside of lockers; on district-sponsored or student web sites; through other district-owned technology and the like.</p> <p>The Board reserves the right to designate and prohibit manifestations of student expression that are not protected by the right of free expression because they violate the rights of others. Such expressions are those which:</p> <ol style="list-style-type: none"> 1. Libel any specific person or persons. 2. Seek to establish the supremacy of a particular religious denomination, sect or point of view. 3. Advocate the use or advertise the availability of any substance or material that may reasonably be believed to constitute a direct and substantial danger to the health of students. 4. Are obscene or contain material deemed harmful to impressionable students who may receive them. 5. Incite violence; advocate use of force; or urge violation of law, district policy or regulations. 6. Solicit funds for nonschool organizations or institutions when such solicitations have not been approved by the Board. <p>The Board reserves the right to halt the distribution of unprotected materials.</p> <p>The Board shall require that students who wish to distribute materials submit them for prior review. Where the reviewer cannot show within two (2) school days that the materials are unprotected, such material may be distributed. Appeal of the prior review to the Superintendent and the Board shall be permitted in accordance with</p>
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<p>Title 22 Sec. 12.9</p> <p>3. Delegation of Responsibility</p> <p>4. Guidelines</p>	<p>Board policy and district procedures.</p> <p>The Board shall require that distribution of printed materials takes place only at the places and during the times set forth in district rules and regulations in order that such distribution not interfere with the orderly operation of the schools.</p> <p>The Superintendent or designee shall develop rules and regulations for the distribution of printed material.</p> <p><u>Bulletin Boards</u></p> <p>Students may be provided with bulletin board space in each of the buildings within the following limitations:</p> <ol style="list-style-type: none"> 1. The building principal shall designate the bulletin board space available. 2. School officials shall prohibit material which is obscene according to current legal definitions, which is libelous, or which inflames or incites students so as to create a clear and present danger of the commission of unlawful acts or of physical disruption of the orderly operation of the school. 3. The name of at least one (1) person posting any material shall be included on the material. 4. The date of posting shall be on the material and it shall not be posted for more than thirty (30) days. <p><u>School Newspapers and Publications</u></p> <ol style="list-style-type: none"> 1. Students have the responsibility to refrain from libel and obscenity, and to observe the rules for responsible journalism. Within these bounds, students have a right and are as free as editors of other newspapers to report the news and to editorialize. 2. School officials shall supervise student run newspapers published with school equipment and remove obscene or libelous material, as well as edit materials that would cause a substantial disruption or material interference with school activities. 3. School officials may not censor or restrict material simply because it is critical of the school or its administration. 4. Students who are not members of the newspaper staff and other members of the
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<p>Pol. 707</p>	<p>school community should have access to its pages.</p> <p><u>Access to School Facilities</u></p> <ol style="list-style-type: none">1. The right of students to use school facilities shall be governed by the Board policy.
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