

STUDENT EXPRESSION  
DISTRIBUTION OF NONSCHOOL LITERATURE

FNAA  
(LOCAL)

PURPOSE

The general mission of the District is meeting the educational needs of students by cultivating the skills of learning, thinking, and communicating.

The goals of the Board include providing a safe, secure, and orderly environment at school and at school-sponsored events for its staff and students.

The Board recognizes and values the freedom of expression to which every District student is entitled and it seeks to preserve and protect such liberties while maintaining a safe, secure, and orderly educational environment in order for teachers to teach and for students to learn.

The District and its Board should not be responsible for, nor shall the District sponsor, support, or endorse, the contents of any non-school materials distributed by students.

DEFINITIONS

For the purposes of this policy:

1. "Classroom" is defined as any location designated for providing and/or facilitating: student instruction; student education; achievement or curricular objectives; achievement of state-mandated learning requirements; school-sponsored extracurricular activities; and/or school-sponsored programming for students. In addition to traditional classrooms, the term "classroom" includes but is not limited to school campus gymnasiums, auditoriums, cafeterias, hallways, and outdoor facilities.
2. "Distribution" means circulation of any materials, as defined herein.
3. "Materials" are defined as writings, items, objects, articles, photographs, pictures, film, tapes, or visual or auditory materials.
4. "School hours" are defined as the operational hours for a particular facility when students are receiving educational instruction, participating in or attending extracurricular activities, or otherwise being involved in educational/curricular programming.
5. Elementary, middle, and secondary campuses shall have different distribution policies and guidelines due to the age/maturity of students and the highly structured learning environment of elementary campuses. "Elementary" campuses are defined as campuses designated for students up through fifth grade. "Middle" and "secondary" campuses are

defined as campuses designated for students from sixth grade through 12th grade.

DISTRIBUTION ON  
ELEMENTARY  
CAMPUSES BY  
STUDENTS

Elementary campuses have restrictions that are narrowly tailored to meet the District's legitimate concerns regarding providing instruction, providing education, maintaining discipline, and/or achieving curricular objectives and/or state-mandated learning requirements. The following regulations apply to the distribution of materials between elementary students while in the elementary classroom, subject to the restrictions identified in LIMITATIONS ON CONTENT herein:

1. Students may distribute materials 30 minutes before school hours and 30 minutes after school hours at any entrance or exit to the school and at any "gathering area(s)" approved by the principal; the location of distribution in each of these areas shall be designated by the principal.
2. Distribution of materials is not permitted in the classroom during school hours with the exception of school-sponsored activities as designated by the classroom teacher.
3. District elementary school hallways during school hours are provided for the limited purpose of facilitating the safe, organized and structured movement of students between classes and/or facilitating student instruction, student education, achievement of curricular objectives, achievement of state-mandated learning requirements; school-sponsored extracurricular activities; and/or school-sponsored programming for students. Due to this limited purpose and the financial costs and safety/security concerns associated with litter and/or trash in the hallways, students may not distribute materials in elementary school hallways during school hours.
4. District elementary school cafeterias, during designated meal periods, are provided for the limited purpose of providing students meals and/or other nutrition and for delivering instruction to students with regard to nutrition, time management, manners, responsibility, and group discipline. Due to this limited purpose and the financial costs and safety/security concerns associated with litter and/or trash in the cafeteria, students may not distribute materials in elementary school cafeterias during designated meal periods.
5. Students may distribute materials during designated recess periods.
6. Students may leave materials on the "distribution table" and/or any other such designated area so others may obtain a copy.

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Each school campus principal shall designate an area where materials may be made available or distributed.

7. Students may distribute materials during teacher designated activity periods.
8. Campus principals may develop other reasonable time, place, and manner restrictions regarding the distribution of materials at areas designated by the principal.
9. Students may distribute materials in areas not addressed by this policy subject to the reasonable time, place, and manner restrictions developed by the campus principal and the guidelines outlined herein.

Students are expected to comply with all applicable District and/or campus behavior rules, policies, and all educational/curricular goals when distributing materials on District property. Copies of applicable District and campus rules and/or policies are available at each campus.

Students who distribute materials on District property at any time shall be responsible for cleaning up such materials left on District property.

Students violating any provision of this policy may be subject to discipline including but not limited to prohibition of further distribution under this policy.

LIMITATIONS ON  
CONTENT

Nonschool materials shall not be distributed if:

1. The materials are obscene, vulgar, or otherwise inappropriate for the age and maturity of the audience.
2. The materials endorse actions endangering the health or safety of students.
3. The materials promote illegal use of drugs, alcohol, or other controlled substances.
4. The distribution of such materials would violate the rights of another person.
5. The materials advocate imminent lawless or disruptive action and are likely to incite or produce such action.
6. The materials include hate literature that scurrilously attacks ethnic, religious, or racial groups and similar publications aimed at creating hostility and violence if they fall within the standard described at LIMITATIONS ON EXPRESSION at FNAA(LEGAL).

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7. There is reasonable cause to believe that distribution of the nonschool literature would result in material and substantial disruption or interference with any school education- and/or curricular-related activity or that blocks or impedes the safe flow of traffic within hallways and entrance or exit ways of the school.

DISTRIBUTION ON  
MIDDLE AND OTHER  
SECONDARY  
CAMPUSES BY  
STUDENTS

Middle school and other secondary school campuses have restrictions that are narrowly tailored to meet the District's legitimate concerns regarding providing instruction, providing education, maintaining discipline, and/or achieving curricular objectives and/or state-mandated learning requirements. The following guidelines apply to distribution of materials between middle and secondary school students while on middle and secondary campuses, subject to the restrictions identified in LIMITATIONS ON CONTENT herein:

1. Subject to the restrictions herein, students may distribute materials 30 minutes before school hours and 30 minutes after school hours at any entrance or exit to the school and at any "gathering area(s)" approved by the principal, the location of distribution in each of these areas shall be designated by the principal.
2. Distribution of materials is not permitted in the classrooms during school hours.
3. Middle and secondary students may distribute materials in middle and secondary school hallways during noninstructional times during school hours.
4. District middle school cafeterias, during designated meal periods, are provided for the limited purpose of providing students meals and/or other nutrition and for delivering instruction to students with regard to nutrition, time management, manners, responsibility, and group discipline. Due to this limited purpose and the financial costs and safety/security concerns associated with litter and/or trash in the cafeteria students may not distribute materials in middle school cafeterias during designated meal periods.
5. Secondary students may distribute materials in other secondary campus cafeterias during designated lunch periods and noninstructional time.
6. Students may leave materials on the "distribution table" and/or any other designated area so that others may obtain a copy. Each school campus principal shall designate an area where materials that have been approved for distribution by students

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in accordance with this policy may be made available or distributed.

7. Campus principals may develop other reasonable time, place, and manner restrictions regarding the distribution of materials at areas designated by the principal.
8. Students may distribute materials in areas not addressed by the policy subject to the reasonable time, place, and manner restrictions developed by the campus principal and the guidelines outlined herein.

Students are expected to comply with all applicable District and/or campus behavior rules, policies, and all educational/curricular goals when distributing materials on District property. Copies of applicable District and campus rules and/or policies are available at each campus.

Students who distribute materials on District property at any time shall be responsible for cleaning up such materials left on District property.

Students violating any provision of this policy may be subject to discipline including, but not limited to, prohibition of further distribution under this policy.

LIMITATIONS ON  
CONTENT

Materials shall not be distributed if:

1. The materials are obscene, vulgar, or otherwise inappropriate for the age and maturity of the audience.
2. The materials endorse actions endangering the health or safety of students.
3. The materials promote illegal use of drugs, alcohol, or other controlled substances.
4. The materials advocate violation of school rules and fall within the standard described at LIMITATIONS ON EXPRESSION at FNAA(LEGAL).
5. The materials advocate imminent lawless or disruptive action and are likely to incite or produce such action.
6. The materials include hate literature that scurrilously attacks ethnic, religious, or racial groups and similar publications aimed at creating hostility and violence if they fall within the standard described at LIMITATIONS ON EXPRESSION at FNAA(LEGAL).
7. There is reasonable cause to believe that distribution of the nonschool literature would result in material and substantial

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disruption or interference with any school education- and/or curricular-related activity or that blocks or impedes the safe flow of traffic within hallways and entrance or exit ways of the school.

APPEALS

Decisions made by the administration in accordance with this policy may be appealed in accordance with FNG(LOCAL) beginning at Level Two.