

NONSCHOOL USE OF SCHOOL FACILITIES  
DISTRIBUTION OF NONSCHOOL LITERATURE

GKDA  
(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 Board is charged with governing the District and providing a safe, secure, and orderly environment at school and at school-sponsored activities and events for its staff, students, and the general public.

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

DEFINITIONS

For purposes of this policy:

1. "Materials" are defined as writings, items, objects, articles, photographs, pictures, film, tapes, or other visual or auditory materials.
2. "School hours" are defined as the operational hours for a particular facility when students are receiving or engaged in educational instruction, participating in, or attending, extracurricular activities, or otherwise being involved in educational/curricular programming for or of students.
3. "Classroom" is defined as any location designated for providing 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. In addition to traditional classrooms, the term "classroom" includes, but is not limited to, school campus gymnasiums, auditoriums, cafeterias, hallways, and outdoor facilities.
4. "Hallways" are defined as the areas within a building or facility provided for the limited purpose of facilitating the movement of students between classes and classrooms and allowing for access to assigned student lockers.
5. "Distribution" means circulation of any materials, as defined in this policy.

GENERAL  
PROVISIONS

Without obtaining permission in accordance with this policy, materials over which the school does not exercise control, and that are intended for dissemination to students on District property during school hours, shall not be sold, circulated, or distributed on District property during school hours to students by non-District persons, including parents or third parties, except by persons or groups associated with the school or campus or District-designated school

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support groups, or governmental entities duly formed under the laws of the State of Texas or the United States.

TIME, PLACE,  
AND MANNER  
RESTRICTIONS

Pursuant to policy FFF(LOCAL), and due to safety and similar concerns, the District limits and monitors access of all non-District persons, including parents and third parties, on District property. As a result, distribution by all non-District persons, including parents or third parties, on District property during school hours is subject to reasonable time, place and manner restrictions. Accordingly each campus principal shall designate an area where materials that have been approved for distribution, after prior review, may be made available or distributed to students on District property during school hours in accordance with the time, place, and manner restrictions developed and approved by the campus principal.

The Superintendent or designee shall designate appropriate areas and determine time, place, and manner restrictions regarding distribution at District facilities including school buildings, in accordance with this policy.

PRIOR REVIEW

Materials that are intended for distribution by all non-District persons, including parents or third parties, on District property during school hours to students shall be submitted for prior review according to the following procedures:

1. Materials shall be submitted for review to the campus principal for school campuses or to the Superintendent or designee, for District buildings or facilities other than school campuses, at least three school days prior to the time requested for dissemination.
2. Materials shall include the name of the organization or sponsoring the distribution. Using the standards LIMITATIONS ON CONTENT, the Superintendent or designee shall approve or reject submitted materials within two school days of the time the material received. Unless the materials fall within the LIMITATIONS ON CONTENT exceptions, all such materials shall be considered as approved.

The requestor may appeal a rejection in accordance with the appropriate District complaint policy. [See DGBA, FNG, or GF]

EXCEPTIONS TO  
PRIOR REVIEW

Prior review shall not be required for distribution of nonschool literature in the following circumstances:

1. Distribution of materials by an attendee to other attendees at a school-sponsored meeting intended for adults and held after school hours.

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2. Distribution of materials by an attendee to other attendees at a community group meeting held after school hours in accordance with GKD(LOCAL).
3. Distribution for electioneering purposes during the time a school facility is being used as a polling place in accordance with state law. [See BBB]

All nonschool materials distributed under these exceptions shall be removed from District property immediately following the event at which materials were distributed. Even if prior review is not required, all other provisions of this policy shall apply.

LIMITATIONS ON  
CONTENT

Nonschool literature shall not be distributed on District property 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 or others.
3. The materials advocate violation of school rules and fall within the standards described at LIMITATIONS ON EXPRESSION at FNAA(LEGAL).
4. The materials advocate imminent lawless or disruptive action and are likely to incite or produce such action.
5. The materials are hate literature or similar materials that scurrilously attacks ethnic, religious, or racial groups aimed at creating hostility and violence; and the materials would materially and substantially disrupt or interfere with school activities or the rights of others.
6. There is reasonable cause to believe that distribution of the materials would result in material and substantial disruption or interference with school activities, or the rights of others, or blocks or impedes the safe flow of traffic within hallways, classrooms and entrances or exits of the school or classroom.

[See CPAB regarding use of the District's internal mail system and FNAA regarding distribution of nonschool literature by students]

All individuals subject to this policy are expected to comply with all applicable District policies and all educational/curricular goals when distributing materials on District property. Copies of applicable District policies are available on the District's Web site, upon request to the campus principal, or upon request to the District's communications department.

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VIOLATIONS OF  
POLICY

Failure to comply with this policy regarding distribution of non-school literature shall result in appropriate administrative action, including but not limited to confiscation of nonconforming materials and/or suspension of use of District facilities. Appropriate law enforcement officials may be called if a person refuses to comply with this policy or fails to leave the premises when asked. [See GKA]