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***Chisago Lakes ISD #2144***

***29678 Karmel Ave***

***Chisago City, MN 55013***

## **504 STUDENT DRESS AND APPEARANCE**

### **I. PURPOSE**

The purpose of this policy is to enhance the education of students by establishing expectations of dress and grooming that are related to educational goals and community standards. The school board recognizes the value of a positive learning climate and reasonable rules for student dress and appearance in school and at school-sponsored activities.

### **II. GENERAL STATEMENT OF POLICY**

- A. The policy of the school district is to encourage students to dress appropriately for school activities and in keeping with community standards. This is a joint responsibility of the student and the student's parent(s) or guardian(s). The school administrator shall be responsible to use discretion and judgment about which dress or behavior is in violation of this policy.
- B. Appropriate clothing includes, but is not limited to, the following:
  - 1. Clothing appropriate for the weather.
  - 2. Clothing that does not create a health or safety hazard.
  - 3. Clothing which does not bear a message which is lewd, vulgar, or obscene.
- C. Inappropriate clothing includes, but is not limited to, the following:
  - 1 Clothing bearing a message that is lewd, vulgar or obscene.
  - 2. Apparel promoting products or activates that are illegal for use by minors.
  - 3. Objectionable emblems, badges, symbols, signs, words, objects or pictures on clothing, jewelry, or personal belongings, communicating a message that is racist, sexist, or otherwise derogatory to a protected minority group or is a historical symbol of intolerance or hate, including but not limited to the Confederate Flag, Swastikas, evidences gang membership or affiliation, or approves, advances or provokes any form of religious, racial or sexual harassment and/or violence against other individuals as defined in Policy 413 Harassment and Violence.
  - 4. Any apparel of footwear that would damage school property.
- D. Headgear, including hats, hoods, bandanas or other head coverings, are not allowed except as recommended by a physician, for religious reasons or in conjunction with a building spirit or incentive day. Students are expected to follow the parameters put in place by building administration.
- E. It is not the intention of this policy to abridge the rights of students to express political, religious, philosophical, or similar opinions by wearing apparel on which such messages

are stated. Such messages are acceptable as long as they are not lewd, vulgar, obscene, defamatory, and profane or do not advocate violence or harassment against others.

- F. “Gang,” as defined in this policy, means any ongoing organization, association, or group of three or more persons, whether formal or informal, having as one of its primary activities the commission of one or more criminal acts, which has an identifiable name or identifying sign or symbol, and whose members individually or collectively engage in or whose members engaged in a pattern of criminal gang activity. “Pattern of gang activity” means the commission, attempt to commit, conspiring to commit, or solicitation of two or more criminal acts, provided the criminal acts were committed on separate dates or by two or more persons who are members of or belong to the same criminal street gang.

### III. PROCEDURES

- A. When, in the judgment of the administration, a student's appearance, grooming, or mode of dress interferes with or disrupts the education process or school activities, or poses a threat to the health or safety of the student or others, and subject to appropriate discipline measure, the student will be directed to make modifications or will be sent home for the day. Parents/guardians will be notified. Please refer to individual building student handbooks for more guidance.
- B. The administration may recommend a form of dress considered appropriate for a specific event and communicate the recommendation to students and parents/guardians.
- C. Likewise, an organized student group may recommend a form of dress for students considered appropriate for a specific event and make such recommendation to the administration for approval.

- Legal References:* U. S. Const., amend. I  
*Tinker v. Des Moines Indep. Sch. Dist.*, 393 U.S. 503, 89 S.Ct. 733, 21 L.Ed.2d 731 (1969)  
*B.W.A. v. Farmington R-7 Sch. Dist.*, 554 F.3d 734 (8<sup>th</sup> Cir. 2009)  
*Lowry v. Watson Chapel Sch. Dist.*, 540 F.3d 752 (8<sup>th</sup> Cir. 2008)  
*Stephenson v. Davenport Cmty. Sch. Dist.*, 110 F.3d 1303 (8<sup>th</sup> Cir. 1997)  
*B.H. ex rel. Hawk v. Easton Area School Dist.*, 725 F.3d 293 (3<sup>rd</sup> Cir. 2013)  
*D.B. ex rel. Brogdon v. Lafon*, 217 Fed.Appx. 518 (6<sup>th</sup> Cir. 2007) *Hardwick v. Heyward*, 711 F.3d 426 (4<sup>th</sup> Cir. 2013)  
*Madrid v. Anthony*, 510 F.Supp.2d 425 (S.D. Tex. 2007)  
*McIntire v. Bethel School, Indep. Sch. Dist. No. 3*, 804 F.Supp. 1415 (W.D. Okla. 1992)  
*Hicks v. Halifax County Bd. of Educ.*, 93 F.Supp.2d 649 (E.D. N.C. 1999)  
*Olesen v. Bd. of Educ. of Sch. Dist. No. 228*, 676 F.Supp. 820 (N.D. Ill. 1987)
- Cross References:* Chisago Lakes Policy 413 (Harassment and Violence)  
Chisago Lakes Policy 506 (Student Discipline)  
Chisago Lakes Policy 525 (Violence Prevention)