



Central Islip Union Free School District

Board of Education & School District Policy Book

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<https://www.centralislip.k12.ny.us>

Section	Section Title	Type
5000	Student Policies	Local
Policy	Policy Title	
5220	School-Sponsored Student Expression	

The Board of Education encourages student expression in its many forms. The Board believes these activities are an important part of student learning and enrich the life of the school community. The school newspaper, for example, is an important part of the school not only because it offers an educational activity through which students gain experience in reporting, writing, editing, and understanding responsible journalism, but also because it provides an opportunity for students to express their views in a responsible manner. Each school-sponsored activity offers unique opportunities for students to engage in creative and educational modes of expression.

All school-sponsored opportunities for student expression will comply with the rules set forth in this policy and in the Code of Conduct. Libelous statements, unfounded charges and accusations, obscenity, false statements; materials or performances advocating or expressing prejudice, hatred, discrimination, harassment, bullying or violence on the basis of a protected class (e.g., actual or perceived race, color, weight, national origin, ethnic group, religion, religious practice, disability, sexual orientation, gender (including gender identity and gender expression), or sex), the breaking of laws and school policies and/or regulations; or materials or performances designed to disrupt the educational process will not be permitted.

In addition, the school-sponsored activities listed above are not considered public forums. In such cases, the Board reserves the right to edit or delete such student expression which it believes is inconsistent with the district's basic educational mission.

Procedural Due Process

When a student(s) presents material for inclusion in a school-sponsored publication to a school official with authority over the school population, the

school official must review and make a decision on inclusion in the publication within five (5) school days of submission of the material to him/her. If publication is denied, the student(s) may appeal the decision to the Building Principal. If the principal agrees with the decision to withhold approval, the principal must state the reasons in writing and provide the students with a copy of the reasons within five (5) school days of the receipt of the appeal. The aggrieved student(s) may within five (5) school days appeal in writing to the Superintendent of Schools, or a designee. The Superintendent of Schools must issue a written decision within five (5) school days after receiving the appeal.

Approved: July 13, 2009

Revised: May 9, 2016

Cross Reference:

0100, Equal Opportunity/Nondiscrimination

0115, Student Harassment and Bullying Prevention and Intervention

5300, Code of Conduct

5225, Student Personal Expression

Reference:

Education Law Article 2, §§10-18 (Dignity for All Students Act)

Morse v. Frederick, 127 S Ct 2618 (2007)

Hazelwood School District v. Kuhlmeier, 484 US 260, 108 S Ct 562, (1988) (limits on student free speech rights in school-sponsored student publications)

Bethel School District v. Fraser, 478 US 675 (1986)

Tinker v. Des Moines Independent Community School Dist., 393 US 503, (1969) (limits on student free speech rights in school setting)

Thomas v. Board of Education, Granville Central School Dist., 607 F. 2d 1043 (1979)

Trachtman v. Anker, et al., 563 F. 2d 512 (1977)

Frasca v. Andrew et al., 463 F. Supp. 1043 (1979)

Matter of Beil and Scariati, 26 EDR 109 (1986)