



<p>3. Authority Title 22 Sec. 12.9</p>	<p>Students have the right to express themselves unless such expression is likely to or does materially or substantially interfere with school activities, school work or discipline and order on school property or at school functions; threatens immediate harm to the welfare of the school or community; encourages unlawful activity; or is likely to or does materially or substantially interfere with another individual's rights.</p>
<p>SC 511 Title 22 Sec. 12.9</p>	<p>Student expression that occurs while on school property or at school-sponsored events is fully governed by this policy. In addition, off-campus or after hours expression is governed by this policy if the student expression involved constitutes unprotected expression as stated in this policy and provided the off-campus or after hours expression does or is likely to materially or substantially interfere with school activities, school work, or discipline and order on school property or at school functions.</p>
<p>SC 1850.1 Title 22 Sec. 12.9</p>	<p>The Joint Operating Committee shall require that distribution and posting of nonschool written materials takes place only at the places and during the times set forth in written administrative regulations. Such regulations shall be written to permit the orderly operation of the school, while recognizing the rights of students to engage in protected expression.</p>
	<p><u>Unprotected Student Expression</u></p> <p>The Joint Operating Committee 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 or where such expression is likely to or does materially or substantially interfere with school activities, school work, or discipline and order on school property or at school functions. Such unprotected expressions include those which:</p>
<p>Title 22 Sec. 12.2</p>	<ol style="list-style-type: none"> <li>1. Libel any specific person or persons.</li> <li>2. 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 or welfare of students.</li> <li>3. Use obscene, lewd, vulgar or profane language, whether verbal, written or symbolic.</li> <li>4. Incite violence; advocate use of force; or urge violation of federal, state or municipal law, Joint Operating Committee policy or school regulations.</li> <li>5. Are likely to or do materially or substantially interfere with school activities, school work, or discipline and order on school property or at school functions.</li> <li>6. Violate written school administrative regulations on time, place and manner for</li> </ol>

<p>Title 22 Sec. 12.9</p>	<p>posting and distribution of otherwise protected expression.</p> <p>Spontaneous student expression which is otherwise protected speech is not governed by this section.</p> <p><u>Discipline For Engaging In Unprotected Expression</u></p> <p>The Joint Operating Committee reserves the right to forbid the posting or distribution of nonschool written materials containing unprotected expression and to forbid students from engaging in other unprotected student expression, as well as to stop unprotected student expression when it occurs. The Joint Operating Committee reserves the right to discipline students for engaging in unprotected expression.</p> <p><u>Distribution Of Nonschool Written Materials</u></p> <p>The Joint Operating Committee requires that students who wish to distribute or post nonschool written materials on school property shall submit them one (1) school day in advance of planned distribution or posting to the building administrator or designee. A copy may be forwarded to the Superintendent of Record.</p> <p>If the nonschool written materials contain unprotected expression as set out in this policy, the building administrator or designee shall notify the students that they may not post or distribute the materials because they violate Joint Operating Committee policy.</p> <p>If notice is not given during the period between submission and the time for the planned distribution or posting, students may proceed with the planned distribution or posting, provided they comply with written administrative regulations on time, place and manner of posting or distribution of nonschool written materials.</p> <p>Students who post or distribute nonschool written materials in compliance with this provision may still be ordered to desist such distribution if the materials are later found to be unprotected expression under this policy.</p> <p>Students who distribute printed materials shall be responsible for clearing any litter that results from their activity and shall schedule the event so that they do not miss instructional time themselves.</p> <p><u>Posting Of Nonschool Written Materials</u></p> <p>If the school has an area where individuals are allowed to post nonschool written materials, students may post such items as well, so long as they do not constitute unprotected expression and the items are submitted for prior review in the same manner as if the students were going to distribute them.</p> <p>Such materials shall be dated, and the school may remove the materials within ten</p>
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	<p>(10) days of the posting, or such other reasonable time as stated in the administrative regulations relating to posting.</p> <p><u>Review Of Student Expression</u></p> <p>School officials shall not censor or restrict nonschool written materials or other student expression for the sole reason that it is critical of the school or its administration, or because the views espoused are unpopular or may make people uncomfortable.</p> <p>Student initiated religious expression is permissible and shall not be prohibited except as to time, place and manner of distribution or if the expression involved violates some other part of this policy, e.g., because it is independently determined to be unprotected expression under the standards and definitions of this policy.</p> <p>The review for unprotected expression shall be reasonable and not calculated to delay distribution.</p> <p>Pol. 219 Appeal of the reviewer's decision may be made to the Superintendent of Record and then to the Joint Operating Committee, in accordance with Joint Operating Committee policy and school administrative regulations.</p> <p><u>Demonstration On School Grounds</u></p> <p>Pol. 219 The educational process of the entire school cannot be interrupted to air the grievances of a few. Those who feel the need to communicate grievances must use the procedure outlined in policy. This procedure assures each student that his/her needs, whatever they might be, will be met.</p> <p>In the event a student or group of students should take matters into their own hands and mount a demonstration, it is necessary that the school administration concern itself with the health, safety and welfare of everyone involved.</p> <p>A demonstration in the view of students distracts them and disrupts the learning process; therefore, established regulations will be followed by the administration.</p> <p>4. Delegation of Responsibility The building administrator shall determine the designation of the places at which and times during which nonschool written material may be distributed in the school. Such designations may take into account maintenance of the flow of student traffic throughout the school and shall limit distribution of nonschool written materials to noninstructional times.</p> <p>Pol. 218 Disciplinary action may be determined by the building administrator for students who distribute or post nonschool written materials in contravention of this policy and school regulations or who continue the manifestation of unprotected expression</p>
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	<p>after a person in authority orders that they desist. This shall be included in the disciplinary Code of Conduct for students.</p> <p>This Joint Operating Committee policy and any administrative regulations written to carry out this policy shall be referenced in student handbooks so that students can access them for further information.</p> <p>References:</p> <p>School Code – 24 P.S. Sec. 1850.1</p> <p>State Board of Education Regulations – 22 PA Code Sec. 12.2, 12.9</p> <p>Joint Operating Committee Policy – 218, 219</p>
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