

Distribution/Posting of Promotional Materials

Approval

Any group, organization, corporation, individual, club, society or association (hereafter referred to as “person” or “persons”) that wishes to distribute any printed noncurricular material in any public school in the St. Vrain Valley school district must submit the material to the superintendent or designee for approval a minimum of 48 hours prior to the proposed distribution. The superintendent or designee will approve distribution subject to the regulations which follow unless they determines that the material is “unacceptable” as defined in the accompanying policy. The superintendent or designee will explain in writing the reasons they determined the material was “unacceptable” under Board policy.

The superintendent or designee at their discretion may require that the promotional materials contain an appropriate stamped or printed disclaimer which clearly indicates that the materials are not sponsored or endorsed by the district or school.

Appeal

Any person or persons that are denied approval for distribution of printed noncurricular materials will have the right to appeal the decision to the Board of Education. The appeal process will be as follows:

1. Within 10 days after the superintendent’s or designee’s action, written notice must be served by the aggrieved party or parties on the superintendent requesting a hearing before the Board.
2. The superintendent or designee will schedule the hearing on the agenda of the next regularly scheduled meeting of the Board which generally will be held within 30 days of the filing of a request for a hearing.
3. The aggrieved party or parties must attend the meeting. The superintendent will have the burden of establishing to the Board’s satisfaction by clear and convincing evidence that the materials which are sought to be distributed are “unacceptable” as defined in policy. The aggrieved party will be allowed to defend distribution of the material.

The Board will issue a decision in writing within five working days following the hearing. The Board’s decision to support or reject the superintendent’s action will be final.

Regulations

1. Place

Distribution of printed noncurricular materials must be made at places within a high school or on high school grounds as designated by the principal except that in no

event may such materials be distributed in any classroom of any building then being occupied by a regularly-scheduled class.

In the interest of student safety, distribution of printed noncurricular materials by a nonstudent may not occur inside any elementary or middle school building or on the playgrounds of such schools. Distribution may be made only at such places on school grounds as designated by the building principal. Distribution must not interfere with the orderly loading or discharge of school buses.

2. Time

Distribution in high schools may be made one-half hour before school and/or during regularly scheduled lunch periods and/or 15 minutes after the close of school. Any other times during the school day are considered to be disruptive of normal school activities.

Distribution at elementary and middle schools may be made one-half hour before and 15 minutes after the close of school.

3. Littering

All distributed items discarded in school or on school grounds must be removed by the persons distributing such materials.

4. Distributors

Students may not be used as the agents for distribution of such materials without the written consent of the student's parent or guardian.

5. Manner

No student may in any way be compelled or coerced to accept any materials being distributed by any person distributing such materials or by any school official. In the alternative, no school official or student may interfere with the distribution of approved materials.

Violation of any of these regulations will be sufficient cause for denial of the privilege to distribute materials at future dates, subject to the right of appeal as stated above.

Approved July 28, 1993

Revised to conform with practice June 8, 1994

St. Vrain Valley School District RE-1J, Longmont, Colorado