

Distribution/Posting of Noncurricular Materials

Requests from the general public to distribute printed noncurricular materials in the Holyoke School District shall be allowed subject to the following policy and accompanying regulations unless the material is “unacceptable” as described below.

The following shall be considered “unacceptable” material:

1. So-called “hate” literature that scurrilously attacks ethnic, religious or any racial groups.
2. Material that promotes hostility, disorder or violence.
3. Material designed for commercial purposes—advertising a product or service for sale or rent—unless the material itself has educational value that makes the commercial message a secondary consideration.
4. Material that is libelous, invades the rights of others or inhibits the functioning of the school, or advocates interference with the rights of any individual or with the normal operation of the school.
5. Material which in any way promotes, favors or opposes the candidacy of any candidate for election, or the adoption of any bond issues proposal, or any public question submitted at any general, municipal or school election. The prohibition shall not apply on any election day or special election when the school is being used as a polling place.
6. Material that is obscene or pornographic as defined by prevailing community standards throughout the district.

This policy governs noncurricular material and is not intended and shall not be interpreted to interfere with the prerogative of teachers to supplement and enrich text and reference book materials used in their courses with materials which are timely and up to date. However, no teacher shall distribute noncurricular materials in his or her class without complying with the procedures which follow.

The superintendent shall present to any person or persons wishing to distribute printed noncurricular materials a copy of this policy and the accompanying procedures.

The Board of Education shall proceed through the courts of law to obtain injunctive relief and damages, where applicable, for any unauthorized distribution of printed noncurricular materials.

Adopted October 24, 2011

LEGAL REF.: C.R.S. 22-32-110 (1)(r)

CROSS REFS.: JICEA, School-Related Student Publications

JICEC*, Student Distribution of Noncurricular Materials

