

STUDENT ORGANIZATIONS AND EQUAL ACCESS

The Governing Board believes that student organizations may reinforce the instructional program, give students practice in democratic self-government and provide social and recreational activities. Student organizations also may serve to honor outstanding student achievement and enhance school spirit and students' sense of belonging.

The Superintendent or designee shall establish criteria and a process for school sponsorship of student clubs.

Limited Open Forum

In accordance with provisions of the federal Equal Access Act, noncurriculum-related student-initiated groups shall be given equal access to meet on school premises during noninstructional times without regard to their religious, political or philosophical views.

All student clubs or groups shall have equal access to the school media, including the public address system, the school newspaper, and the school bulletin board, to announce meetings. The Superintendent or designee may inform students that certain groups are not school sponsored.

(cf. 1321 – Solicitation of Funds from and by Students)
(cf. 1325 – Advertising and Promotions)
(cf. 1330 – Civic Center – Use of School Facilities)
(cf. 3452 – Student Activity Funds)
(cf. 5145.2 – Freedom of Speech/Expression: Publications Code)
(cf. 6142.4 – Learning through Community Service)

Legal Reference:

EDUCATION CODE

52 Designation of secondary schools
53 Designation of high schools
200-262.3 Prohibition of discrimination on the basis of sex
38130-38138 Civic Center Act
48900 Hazing
48907 Student exercise of free speech
48930-48938 Student organizations
48950 Freedom of speech
49020 Athletic programs
49021 Equal opportunity for male and female students

PENAL CODE

627-627.10 Access to school premises

CODE OF REGULATIONS, TITLE 5

2 Definitions

5531 Supervision of extracurricular activities of pupils

STUDENT ORGANIZATIONS AND EQUAL ACCESS (continued)

Legal Reference: (continued)

UNITED STATES CODE, TITLE 20

4071 et seq. *The Equal Access Act*

7904 *School prayer*

7905 *Boy Scouts equal access*

UNITED STATES CODE, TITLE 36

20101-240112 *Patriotic organizations*

COURT DECISIONS

Prince v. Jacoby, (2001) 303 F.3d 1074

Culbertson et al. v. Oakridge School District, (2002) 258 F.3d 1061

Good News Club et al. v. Milford Central School, (2001) 121 S.Ct. 2093

Geniceros v. Board of Trustees of the San Diego Unified School District, (1997) 106 F.3d 878

Board of Education of Westside Community School District v. Mergens By and Through Mergens
(1989, 8th Cir.) 867 F.2d 1076

Perumal et al v. Saddleback Valley Unified School District, (1988) 198 Cal. App. 3d 64

Student Coalition for Peace v. Lower Merion School District Board of Directors, (1985) 776 F.2d. 431

Hartzell v. Connell, (1984) 35 Cal. 3d 899

Management Resources:

WEB SITES

U.S. Department of Education: <http://www.ed.gov>

Policy

adopted: May 9, 1990

revised: March 13, 1997

MURRIETA VALLEY USD

Murrieta, California