

**Instruction****Student Organizations and Equal Access**

The Board of Trustees believes that student organizations reinforce the instructional program, give students practice in democratic self-government and provide social and recreational activities. Student organizations also serve to honor outstanding student achievement and enhance school spirit and students' sense of belonging. Prior to meeting on school grounds, all student groups shall be authorized by the principal or designee in accordance with Board Policy and Administrative Regulation.

- (cf. 1321 - Solicitation of Funds from and by Students)
- (cf. 3452 - Student Activity Funds)
- (cf. 6142.3 – Civic Education)
- (cf. 6142.4 – Service Learning/Community Service Classes)

The Superintendent or designee may establish criteria and a process for school sponsorship of student clubs and/or student organizations such as student councils.

In order to maintain a closed forum on school campuses, only student-sponsored and/or student-initiated groups that relate directly to the curriculum (such as Character Education) shall be allowed to meet on school premises.

- (cf. 1330 - Use of School Facilities)
- (cf. 3515.2 - Disruptions)

With the approval of the Superintendent or designee, such clubs or groups shall have access to the school's communication system to announce meetings.

No school shall deny equal access or a fair opportunity to meet with, or discriminate against, any group officially affiliated with the Boy Scouts of America, or with any other youth group listed as a patriotic society in Title 36 of the United States Code, for reasons based on the membership or leadership criteria or oath of allegiance to God and country. (20 USC 7905)

## 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
- 32050-32051 Hazing
- 48930-48938 Student organizations
- 48950 Freedom of speech
- 49020 Athletic programs: Legislative

**Instruction**

**Student Organizations and Equal Access (continued)**

38130-38138 Civic Center Act  
48907 Student exercise of free expression

**PENAL CODE**

627-627.10 Access to school premises  
**CODE OF REGULATIONS, TITLE 5**  
2 Definitions  
5531 Supervision of extracurricular activities of students

**UNITED STATES CODE, TITLE 20**

4071-4074 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  
Ceniceros 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>

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