

CIVILITY

The Governing Board recognizes the impact that civility has on the effective operation of the district, including its role in creating a safe and positive school climate and enabling a focus on student well-being, learning, and achievement. The Board believes that each person should be treated with dignity and respect in their interactions within the school community.

The Board understands that the First Amendment provides strong protection for speech. However, the Board expects that all speech and expression will comport with norms of civil behavior on district grounds, in district facilities, during district activities or events, and in the use of district electronic/digital systems and platforms.

Civil behavior is polite, courteous, and reasonable behavior, which is respectful to others and includes integrity, honesty, acceptance, timeliness, dependability, observance of laws and rules, and effective communication.

The Board and district staff shall model civil behavior as an example of behavior that is expected throughout the district. Practices that promote civil behavior include actively listening, giving full attention to the speaker, and refraining from interruptions; welcoming and encouraging participation, input, and feedback through stakeholder engagement; promptly responding to concerns; and embracing varying and diverse viewpoints. Such practices may be incorporated into governance standards adopted by the Board or Superintendent and/or professional standards or codes of conduct for employees as specified in district policies and regulations.

Students, staff, parents/guardians, and community members should be educated in the recognition, development, and demonstration of civil behavior. The Superintendent or designee may incorporate related concepts in the curriculum, provide staff development activities, and/or communicate this policy to the school community.

Students, staff, parents/guardians, and community members shall not communicate or behave in a manner that causes disruption; hinders the orderly conduct of district operations, the educational program, or any other district program or activity; or creates an unsafe learning or working environment. The Superintendent or designee may respond to disruptive, violent, or threatening behavior in accordance with law and as specified in BP/AR 3515.2 - Disruptions.

Behavior by students or staff that is discriminatory, harassing, or intimidating, including sexual harassment, bullying, and/or hate violence, or behavior that is in any other way unlawful, is prohibited and is subject to discipline in accordance with law and as specified in district policy and regulations.

State

CA Constitution Article 1, Section 2: Freedom of speech and expression

CA Constitution Article 1, Section 28(c): Right to Safe Schools

Civ. Code 51.7: Freedom from violence or intimidation

Ed. Code 200-264: Educational equity

Ed. Code 32210: Willful disturbance of public school or meeting

Community Relations

Board Policy 1313 (b)

CIVILITY

Ed. Code 32211: Threatened disruption or interference with classes
Ed. Code 32212: Classroom interruptions
Ed. Code 32280-32289.5: Comprehensive safety plan
Ed. Code 35181: Governing board authority to set policy on responsibilities of students
Ed. Code 35291-35291.5: Rules
Ed. Code 44050: Employee code of conduct; interaction with students
Ed. Code 44807: Teachers' duty concerning conduct of students
Ed. Code 44810: Willful interference with classroom conduct
Ed. Code 44811: Disruption of classwork or extracurricular activities
Ed. Code 48900-48926: Suspension and expulsion
Ed. Code 48907: Exercise of free expression; rules and regulations
Ed. Code 49330-49335: Injurious objects
Gov. Code 54954.3: Opportunity for public to address legislative body
Gov. Code 54957.9: Disorderly conduct of general public during meeting; clearing of room
Pen. Code 243.5: Assault or battery on school property
Pen. Code 415.5: Disturbance of peace of school
Pen. Code 422.55: Definition of hate crime
Pen. Code 422.6: Civil rights; crimes
Pen. Code 626-626.11: School crimes
Pen. Code 627-627.10: Access to school premises
Pen. Code 653.2: Electronic communication devices, threats to safety
Pen. Code 653b: Loitering about schools or public places

Federal Description

U.S. Constitution: Amendment 1, Freedom of speech and expression

Management Resources

California Department of Education Publication: California's Social and Emotional Learning: Guiding Principles, 2018

California Department of Education Publication: Social and Emotional Learning in California: A Guide to Resources, 2018

Commission on Teacher Credentialing Publication: California Professional Standards for Educational Leaders, February 2014

Court Decision: *Baca v. Moreno Valley Unified School District*, (1996) 936 F. Supp. 719

Court Decision: *Hazelwood School District v. Kuhlmeier*, (1988) 108 S. Ct. 562

Court Decision: *City of San Jose v. William Garbett*, (2010) 190 Cal. App. 4th 526

Court Decision: *Norse v. City of Santa Cruz*, (9th Cir. 2010) 629 F3d 966

CSBA Publication: Professional Governance Standards for School Boards

CSBA Publication: Superintendent Governance Standards

Nat'l Policy Board For Educational Administration: Professional Standards for Educational Leaders, October 2015

Website: National Policy Board for Educational Administration

Website: National School Safety Center

Website: Center for Safe and Responsible Internet Use

Website: California Office of the Attorney General

Website: National Council for the Social Studies

Website: Commission on Teacher Credentialing

Website: CSBA

Website: California Department of Education

Website: U.S. Department of Education

Website: U.S. Equal Employment Opportunity Commission

Policy Adopted 11/10/21

Orcutt Union School District
Orcutt, California