

Policy 3233: Student Use of Buildings

Status: ADOPTED

Original Adopted Date: 07/19/2021 | **Last Revised Date:** 07/17/2023 | **Last Reviewed Date:** 07/17/2023

Student Use of Buildings: Equal Access

Non-curricular groups of students not previously recognized as curricular student organization under Policy 3510 or 3550 may gather on school premises under the following guidelines without restriction on the basis of the religious, political, philosophical, or other content of the meeting. Students wishing to form curricular groups or organizations recognized by the school administration may do so in accordance with policy 3510 or 3550.

This policy shall be made available to all interested individuals upon request and posted on the District’s website. Parents and families shall be provided information about the nature and purpose of student clubs and groups meeting at the school and methods to consent to participation or opt out of participation consistent with parent/family rights.

The following guidelines must be met:

1. The meeting is voluntary and student-initiated.
2. There is no sponsorship of the meeting by the school district, or its agents or employees.
3. The meeting must occur during non-instructional time on regular school days.
4. Employees or agents of the school district are present only in a capacity outside of their official duties.
5. The meeting does not materially and substantially interfere with the orderly conduct of educational activities within the school.
6. Non-school persons may not direct, conduct, control, or regularly attend activities.

Although the school assumes no sponsorship of these kinds of meetings, all meetings held on school premises must be scheduled and approved by the principal.

This policy pertains to student meetings. The school has the authority, through its agent or employees, to maintain order and discipline on school premises and to protect the well-being of students and faculty.

Montana Code Annotated References

20-5-201

Description

Duties and Sanctions

40-6-701

Interference with fundamental parental rights restricted

Montana Constitution References

Article II, section 6

Description

Freedom of Assembly

United States Code References

20 USC 4071

Description

Equal Access Act

United States Supreme Court References

496 U.S. 226 (1990)

Description

Board of Education v. Mergens

Cross References

2132

Description

Student and Family Privacy Rights - <https://simbli.eboardsolutions.com/SU/DKjXU2ykTqMZD7f5HVGMQw==>

- 2158 Parent and Family Engagement and Educational Involvement - <https://simbli.eboardsolutions.com/SU/w7bR2ooxmlfpzgMAk9H87g==>
- 2332 Religion and Religious Activities - <https://simbli.eboardsolutions.com/SU/DB6HR0dlgrEWIToPGSIcplusg==>
- 3222 Distribution and Posting of Materials - <https://simbli.eboardsolutions.com/SU/uU7ozMDqTplusfAt3RN4NVDPA==>