

**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.

*(cf. 0415 - Equity)*

*(cf. 5137 - Positive School Climate)*

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.

*(cf. 5145.2 - Freedom of Speech/Expression)*

*(cf. 9323 - Meeting Conduct)*

Civil behavior includes, but is not limited to, behavior which is polite, courteous, reasonable, and respectful to others, and where integrity, honesty, acceptance, timeliness, dependability, observance of laws and rules, and effective communication are exhibited.

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, but are not limited to, 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~~ **seeking understanding and empathizing with** varying and diverse viewpoints. These practices, as appropriate, are expected with and are hereby incorporated into all 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.

*(cf. 4119.21/4219.21/4319.21 - Professional Standards)*

*(cf. 6164.2 - Guidance/Counseling Services)*

*(cf. 9005 - Governance Standards)*

The Superintendent or designee may educate students, staff, parents/guardians, and community members in the recognition, development and demonstration of civil behavior through the incorporation of related concepts in the curriculum, the provision of staff development, and/or communication of this policy.

*(cf. 4131 - Staff Development)*

*(cf. 4231 - Staff Development)*

*(cf. 4331 - Staff Development)*

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

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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 BP/AR 3515.2 - Disruptions.

- (cf. 0450 - Comprehensive Safety Plan)*
- (cf. 1250 - Visitors/Outsiders)*
- (cf. 3515.2 - Disruptions)*
- (cf. 3515.4 - Recovery for Property Loss or Damage)*
- (cf. 3515.7 - Firearms on School Grounds)*
- (cf. 3516 - Emergencies and Disaster Preparedness Plan)*
- (cf. 4158/4258/4358 - Employee Security)*
- (cf. 5131.4 - Student Disturbances)*
- (cf. 5131.5 - Vandalism and Graffiti)*
- (cf. 5131.7 - Weapons and Dangerous Instruments)*

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 District policy and regulations.

- (cf. 1312.1 - Complaints Concerning District Employees)*
- (cf. 1312.3 - Uniform Complaint Procedures)*
- (cf. 4030 - Nondiscrimination in Employment)*
- (cf. 4119.11/4219.11/4319.11 - Sexual Harassment)*
- (cf. 5131 - Conduct)*
- (cf. 5131.2 - Bullying)*
- (cf. 5144 - Discipline)*
- (cf. 5144.1 - Suspension and Expulsion/Due Process)*
- (cf. 5145.3 - Nondiscrimination/Harassment)*
- (cf. 5145.7 - Sexual Harassment)*
- (cf. 5145.71 - Title IX Sexual Harassment Complaint Procedures)*
- (cf. 5145.9 - Hate-Motivated Behavior)*

*Legal Reference: (next page)*

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*Legal Reference:*

*EDUCATION CODE*

*200-262.4 Educational equity*

*32210 Willful disturbance of public school or meeting*

*32211 Threatened disruption or interference with classes*

*32212 Classroom interruptions*

*32280-32289.5 School safety plans*

*35181 Governing board authority to set policy on responsibilities of students*

*35291-35291.5 Rules*

*44050 Employee code of conduct; interaction with students*

*44807 Teachers' duty concerning conduct of students*

*44810 Willful interference with classroom conduct*

*44811 Disruption of classwork or extracurricular activities*

*48900-48926 Suspension and expulsion, especially:*

*48907 Exercise of free expression; rules and regulations*

*48950 Speech and other communication*

*49330-49335 Injurious objects*

*CIVIL CODE*

*51.7 Freedom from violence or intimidation*

*GOVERNMENT CODE*

*54954.3 Opportunity for public to address legislative body; regulations*

*54957.9 Disorderly conduct of general public during meeting; clearing of room*

*PENAL CODE*

*243.5 Assault or battery on school property*

*415.5 Disturbance of peace of school*

*422.55 Definition of hate crime*

*422.6 Civil rights; crimes*

*626-626.11 School crimes*

*627-627.10 Access to school premises*

*653b Loitering about schools or public places*

*653.2 Electronic communication devices; threats to safety*

*CALIFORNIA CONSTITUTION*

*Article 1, Section 2 Freedom of speech and expression*

*Article 1, Section 28 Right to safe schools*

*U.S. CONSTITUTION*

*Amendment 1, Freedom of speech and expression*

*COURT DECISIONS*

*City of San Jose v. Garbett (2010) 190 Cal.App.4th 526*

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

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

*Hazelwood School District v. Kuhlmeier (1988) 484 U.S. 260*

*Management Resources: (next page)*

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*Management Resources:*

**CSBA PUBLICATIONS**

*Professional Governance Standards for School Boards, June 2019*

**CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS**

*California's Social and Emotional Learning: Guiding Principles, 2018*

*Social and Emotional Learning in California: A Guide to Resources, October 2018*

**COMMISSION ON TEACHER CREDENTIALING PUBLICATIONS**

*California Professional Standards for Education Leaders (CPSEL), February 2014*

**NATIONAL POLICY BOARD FOR EDUCATIONAL ADMINISTRATION**

*Professional Standards for Educational Leaders, October 2015*

**WEB SITES**

*CSBA: <https://www.csba.org>*

*California Department of Education: <https://www.cde.ca.gov>*

*California Office of the Attorney General: <https://oag.ca.gov>*

*Center for Safe and Responsible Internet Use: <https://www.ewa.org/organization/center-safe-and-responsible-internet-use>*

*Commission on Teacher Credentialing: <https://www.ctc.ca.gov>*

*National Council for the Social Studies Connected: <https://connected.socialstudies.org>*

*National Policy Board for Educational Administration: <https://www.npbea.org>*

*National School Safety Center: <http://www.schoolsafety.us>*

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

*U.S Equal Employment Opportunity Commission: <https://www.eeoc.gov>*