

**Policy 1325: Advertising And Promotion****Status:** ADOPTED**Original Adopted Date:** 08/24/2026 | **Last Reviewed Date:** 08/24/2026**PUBLIC SOLICITATIONS ON SCHOOL GROUNDS****Purpose**

The property, buildings, or facilities owned or controlled by the Charter School are not open for assembly, speech, or other activities as are the public streets, sidewalks, parks and other public places. The Charter School's legal duty to operate and maintain a safe and secure campus requires that the time, place, and manner of assembly, speech, and other activities on the Charter School premises be regulated. Accordingly, it is against Charter School policy for anyone to solicit, peddle, canvass, or otherwise engage in contacting Charter School faculty, staff, or students for any purpose not specifically approved in advance by the Charter School governing board.

**Solicitation on Campus**

1. The term solicitation shall mean (1) the sale, lease, rental or offer for sale, lease, rental of any property, product, merchandise, publication, or service, whether for immediate or future delivery; (2) an oral statement or the distribution or display of printed material, merchandise, or products designed to encourage the purchase, use, or rental of any property, product, merchandise, publication, or service; (3) an oral or written appeal or request to support or join an organization other than a registered student, faculty, or staff organization; (4) the receipt of or request for any gift or contribution; or (5) the request to support or oppose or to vote for or against a candidate, issue, or proposition appearing on a ballot at any election held pursuant to state or federal law or local ordinances.
2. To cooperate in publicizing community services, special events, and public meetings of interest to students and parents/guardians, the Charter School Governing Board or its designee will approve or reject the distribution and/or posting of printed materials to students and/or through the Charter School which extend the community's cultural, recreational, artistic, or service educational opportunities.
3. Materials to be distributed shall not include any which:
  - a. Are obscene, libelous, slanderous, or which incite students to commit unlawful acts, violate the Charter School's policies, procedures, and rules, or disrupt the Charter School's orderly operations.
  - b. Discriminate on the basis of sex, race, color, ancestry, national origin, religion, disability or any other protected category.
  - c. Attack or disparage any group or person based upon sex, race, color, ancestry, national origin, religion, disability or any other protected category.
  - d. Request students or other family members to contribute in any way to the funds of, or become members of, or to work for, any organization not directly under the control of Charter School authorities, unless the organization is a nonpartisan, charitable organization organized for charitable purposes by an act of Congress or under the laws of the State of California, the purpose of the solicitation is nonpartisan and charitable and the solicitation has been approved by the Charter School governing board or designee. To qualify as an organization exempted in this Section [II][C][4], the organization must present to the Charter School governing board or designee written evidence from the Internal Revenue Service that the organization has been granted tax-exempt status under Internal Revenue Code Section 501(a) as an organization described in Internal Revenue Code Section 501(c)(3). Solicitation must be conducted only in an area designated by the Charter School governing board or designee. Any person soliciting on behalf of such organizations must have credentials identifying him or her as authorized agents of the organization. Permission to solicit may not be used by the organization as an endorsement of the Charter School.
  - e. Express support for or against specific political campaigns, issues, or activities, including statewide ballot

initiatives and other ballot measures

- f. Express support for or against a specific religion or religious viewpoint, church, or denomination.
4. Advertising of commercial products or services may be conducted only when prior approval has been granted by the Charter School Governing Board. In no event shall any material be distributed advertising alcohol or tobacco products or otherwise encouraging students to consume alcohol or tobacco products. Students shall not be asked or otherwise be required to distribute commercial advertising materials.
5. No handbills or fliers shall be distributed or placed in/on or on cars parked on the Charter School premises. No loudspeakers are to be used at any time during class hours.

#### Permission Procedures

1. All materials to be distributed or posted shall first be submitted to the Charter School Governing Board or designee for approval. All materials shall bear the name and contact location of the sponsoring organization.
2. Materials which have not been approved by the Charter School Governing Board or designee shall be removed if posted. Any person distributing materials that have not been approved by the Charter School Governing Board or designee shall cease distribution immediately upon demand by a Charter School official.

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**Policy Reference Disclaimer:** These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Governing Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

#### State

|                                      |                                                                          |
|--------------------------------------|--------------------------------------------------------------------------|
| Bus. Code 25664                      | <a href="#">Advertisements encouraging minors to drink</a>               |
| CA Constitution Article 1, Section 2 | <a href="#">Freedom of speech and expression</a>                         |
| Ed. Code 35160                       | <a href="#">Authority of governing boards</a>                            |
| Ed. Code 35160.1                     | <a href="#">Broad authority of school districts</a>                      |
| Ed. Code 35172                       | <a href="#">Promotional activities</a>                                   |
| Ed. Code 38130-38139                 | <a href="#">Civic Center Act</a>                                         |
| Ed. Code 49430-49434                 | <a href="#">The Pupil Nutrition, Health, and Achievement Act of 2001</a> |
| Ed. Code 49431.9                     | <a href="#">Prohibition of advertisement of non-nutritious foods</a>     |
| Ed. Code 7050-7058                   | <a href="#">Political activities of school officers and employees</a>    |

#### Federal

|                                    |                                                                       |
|------------------------------------|-----------------------------------------------------------------------|
| 42 USC 1751-1769j                  | <a href="#">School Lunch Program</a>                                  |
| 42 USC 1773                        | <a href="#">School Breakfast Program</a>                              |
| U.S. Constitution, First Amendment | <a href="#">Free exercise, free speech, and establishment clauses</a> |

#### Management Resources

|                |                                                                                         |
|----------------|-----------------------------------------------------------------------------------------|
| Court Decision | <a href="#">Yeo v. Town of Lexington (1997) 131 F.3d 241</a>                            |
| Court Decision | <a href="#">Bright v. Los Angeles Unified School District (1976) 18 Cal. 3d 450</a>     |
| Court Decision | <a href="#">DiLoreto v. Downey Unified School District (1999) 196 F.3d 958</a>          |
| Court Decision | <a href="#">Hemry v. School Board of Colorado Springs (D.Col. 1991) 760 F.Supp. 856</a> |
| Court Decision | <a href="#">Hills v. Scottsdale Unified School District (2003) 329 F.3d 1044</a>        |

**Management Resources**

Court Decision

Website

Website

**Description**

[Lehman v. Shaker Heights \(1974\) 418 U.S. 298](#)

[CSBA District and County Office of Education Legal Services](#)

[CSBA](#)

**Cross References**

5145.2

**Description**

[Freedom Of Speech/Expression](#)