**Instruction** BP 6141.2(a)

**RECOGNITION OF RELIGIOUS BELIEFS AND CUSTOMS**

The Governing Board recognizes that students' education would be incomplete without an understanding of the role of religion in society. As appropriate for a particular course, teachers may objectively discuss the influences of various religions, using religious works and symbols to illustrate their relationship with culture, literature or the arts. The Board expects that such instruction will identify principles common to all religions and foster respect for the diversity of religions and customs in the world.

In order to respect each student's individual right to freedom of religious practice, religious indoctrination is clearly forbidden in the public schools. Staff members shall be highly sensitive to their obligation not to interfere with the religious development of any student in whatever tradition the student embraces.

*(cf. 0410 - Nondiscrimination in CCA Programs and Activities)*

*(cf. 1330 - Use of School Facilities)*

*(cf. 1325 - Advertising and Promotion)*

*(cf. 6145.5 - Student Organizations and Equal Access)*

Staff shall not endorse, encourage or solicit religious or anti-religious expression or activities among students during class time. As part of their official duties, staff shall not lead students in prayer or other religious activities. However, staff shall not prohibit or discourage any student from praying or otherwise expressing his/her religious belief as long as this does not disrupt the classroom.

Students may express their beliefs about religion in their homework, artwork and other class work if the expression is germane to the assignment. Such work shall be judged by ordinary academic standards.

*(cf. 5121 - Grades/Evaluation of Student Achievement)*

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

*(cf. 6144 - Controversial Issues)*

*(cf. 6154 - Homework/Make-up Work)*

School-sponsored programs shall not be, nor have the effect of being, religiously oriented or a religious celebration. School and classroom decorations may express seasonal themes that are not religious in nature.

Music, art, literature or drama programs having religious themes are permitted as part of the curriculum for school-sponsored activities and programs if presented in an objective manner and as a traditional part of the cultural and religious heritage. The use of religious symbols that are part of a religious holiday is permitted as a teaching aid or resource provided that such symbols are displayed as an example of cultural and religious heritage of the holiday and are temporary in nature.

 BP 6141.2(b)

**RECOGNITION OF RELIGIOUS BELIEFS AND CUSTOMS** (continued)

Music, art, literature or drama programs having religious themes are permitted as part of the curriculum for school-sponsored activities and programs if presented in an objective manner and as a traditional part of the cultural and religious heritage. The use of religious symbols that are part of a religious holiday is permitted as a teaching aid or resource provided that such symbols are displayed as an example of cultural and religious heritage of the holiday and are temporary in nature.

*Legal Reference:*

*EDUCATION CODE*

*38130-38138 Civic Center Act*

*46014 Absences for religious purposes*

*51511 Religious matters properly included in courses of study*

*51938 Right of parent/guardian to excuse from sexual health instruction*

*UNITED STATES CODE, TITLE 20*

*4071-4074 Equal Access Act*

*6061 School prayer*

*7904 School prayer*

*COURT DECISIONS*

*Lassonde v. Pleasanton Unified School District, (2003, 9th Cir.) 320 F.3d 979*

*Cole v. Oroville Union High School District, (2000, 9th Cir.) 228 F.3d 1092*

*Lemon v. Kurtzman, (1971) 403 U.S. 602*

*Management Resources:*

*U.S. DEPARTMENT OF EDUCATION PUBLICATIONS*

*Guidance on Constitutionally Protected Prayer in Public Elementary and Secondary Schools, February 2003*

*Religion in the Public Schools: A Joint Statement of Current Law, April 1995*

*WEB SITES*

*California Department of Education: http://www.cde.ca.gov*

*U.S. Department of Education: http://www.ed.gov*

*CSBA: http://www.csba.org*

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