

**Policy 6141.2: Recognition Of Religious Beliefs And Customs**

Status: DRAFT

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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: **and be consistent with the adopted instructional materials and state standards, as applicable.**

In order to respect each student's individual right to freedom of religious practice, religious indoctrination is clearly forbidden in the public schools. ~~Instruction~~**The Superintendent or designee shall ensure that instruction** about religion ~~shall~~**does** not promote or denigrate the beliefs or customs of any particular religion or sect, nor ~~should~~**that** a preference be shown for one religious viewpoint over another. 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, **and treat all religions and religious conviction, including nonbelief, with fairness and respect.**

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

~~Staff shall not lead~~**coerce** students in prayer or other religious activities: **as part of their official duties. However, staff are not prohibited, when acting in their private capacity, from encouraging students' participation in personal prayer or other religious activity.** Additionally, staff shall not prohibit or discourage any student from praying or otherwise expressing his/~~her~~**the student's** religious belief ~~as long as this does not disrupt the classroom:~~ **or other school sponsored activity.**

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, **relevance, and other legitimate pedagogical objectives.**

While teaching about religious holidays is a permissible part of the educational program, celebrating religious holidays is not allowed in the ~~public schools.~~**district.** 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:~~**temporary in nature.**

**Classroom methods in instruction about religion shall not include religious role-playing activities or simulated religious devotional acts.**

**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 cultural and religious heritage.**

**District schools shall not prohibit religious activities if the same or similar non-religious activities are permitted.**

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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 board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

**State References**

Ed. Code 38130-38139

Ed. Code 46014

Ed. Code 51511

**Description**

[Civic Center Act](#)

[Absences for religious purposes](#)

[Religious matters properly included in courses of study](#)

Ed. Code 51938

[Right of parent/guardian to excuse from sexual health instruction](#)

**Federal References**

20 USC 4071-4074

[Equal Access Act](#)

20 USC 6061

[School prayer](#)

20 USC 7904

[School prayer](#)

**Management Resources References**

**Description**

California Department of Education Publication

[Appendix F history social science framework for California public schools](#)

Court Decision

[Florey v. Sioux Falls \(1980\) 619 F.2d 1311](#)

Court Decision

[Fellowship of Christian Athletes v. San Jose Unified School District Board of Education \(2023\) 82 F.4th 664](#)

Court Decision

[Kennedy v. Bremerton \(2022\) 142 S.Ct. 2407](#)

Court Decision

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

Court Decision

[Lassonde v. Pleasanton Unified School District \(2003, 9th Cir.\) 320 F.3d 979](#)

Court Decision

[Lemon v. Kurtzman \(1971\) 403 U.S. 602](#)

U.S. Department of Education Publication

[Guidance on Constitutionally Protected Prayer and Religious Expression in Public Elementary and Secondary Schools, May 2023](#)

Website

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

Website

[California Department of Education](#)

Website

[CSBA](#)

Website

[U.S. Department of Education](#)

**Cross References**

**Description**

0410

[Nondiscrimination In District Programs And Activities](#)

0450

[Comprehensive Safety Plan](#)

0450

[Comprehensive Safety Plan](#)

1325

[Advertising And Promotion](#)

1330

[Use Of School Facilities](#)

1330

[Use Of School Facilities](#)

5113

[Absences And Excuses](#)

5113

[Absences And Excuses](#)

5121

[Grades/Evaluation Of Student Achievement](#)

5121

[Grades/Evaluation Of Student Achievement](#)

5127

[Graduation Ceremonies And Activities](#)

5132

[Dress And Grooming](#)

5132

[Dress And Grooming](#)

5141.31

[Immunizations](#)

5141.31

[Immunizations](#)

5145.2

[Freedom Of Speech/Expression](#)

5145.2

[Freedom Of Speech/Expression](#)

6111

[School Calendar](#)

6115

[Ceremonies And Observances](#)

6115	<a href="#">Ceremonies And Observances</a>
6142.8	<a href="#">Comprehensive Health Education</a>
6142.8	<a href="#">Comprehensive Health Education</a>
6142.93	<a href="#">Science Instruction</a>
6142.94	<a href="#">History-Social Science Instruction</a>
6143	<a href="#">Courses Of Study</a>
6143	<a href="#">Courses Of Study</a>
6144	<a href="#">Controversial Issues</a>
6145.5	<a href="#">Student Organizations And Equal Access</a>
6145.5	<a href="#">Student Organizations And Equal Access</a>
6145.8	<a href="#">Assemblies And Special Events</a>
6154	<a href="#">Homework/Makeup Work</a>
6161.11	<a href="#">Supplementary Instructional Materials</a>
6176	<a href="#">Weekend/Saturday Classes</a>