

1 In policy 3200, Selection of Instructional Materials, the [Transylvania County Board of Education](#)
2 (the “board”) establishes a process for the selection of instructional materials to meet State Board
3 of Education requirements and the educational goals of the board. That process provides an
4 opportunity for parental input in the selection of materials.
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6 The board recognizes that despite the opportunity to participate in the selection of materials,
7 parents still may have concerns about instructional materials used in the school system. Thus, to
8 further involve parents in the education of their children, the board also provides opportunities
9 for parents to review instructional materials and a process for parents to use when they object to
10 instructional materials.
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12 **A. PARENTAL RIGHT TO INSPECT MATERIALS**
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14 Parents have a right under federal law to inspect all instructional materials which will be
15 used in connection with any survey, analysis, or evaluation as part of any applicable
16 federally funded programs. Parents ordinarily also may review all other instructional
17 materials following procedures provided by the school or superintendent. The term
18 “instructional materials” does not include academic tests or assessments. Some materials
19 available through the Internet and used in individual classes to provide up-to-date
20 information or information on current events may not be available for advance review;
21 however, all materials used in reproductive health and safety education shall be available
22 for review as provided in policy 3540, Comprehensive Health Education Program.
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24 **B. PARENTAL OBJECTION TO MATERIALS**
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26 Parents may submit an objection **regarding the use of particular instructional materials** in
27 writing to the **principal, who will then refer the objection to the district-level media and**
28 **technology advisory committee for review** ~~regarding the use of particular instructional~~
29 ~~materials.~~ The ~~principal may establish a~~ committee ~~to will~~ review the objection **and**
30 **render a decision regarding the use of the material.** While **additional** input from the
31 community may be sought, the board believes professional educators are in the best
32 position to determine whether a particular instructional material is appropriate for the age
33 and maturity of the students and for the subject matter being taught.
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35 If ~~the principal or~~ the committee determines that any material violates constitutional or
36 other legal rights of the parent or student, ~~the principal or~~ the committee shall either
37 remove the material from instructional use or accommodate the particular student and
38 parent. Before any material is removed, ~~the principal or~~ the committee shall ensure that
39 the curriculum is still aligned with current statewide instructional standards and
40 articulated from grade to grade. If an objection made by a parent or student is not based
41 upon constitutional or legal rights, ~~the principal or~~ the committee may accommodate the
42 objection after considering the effect on the curriculum; any burden on the school,
43 teacher, or other students that the accommodation would create; and any other relevant

**PARENTAL INSPECTION OF AND
OBJECTION TO INSTRUCTIONAL MATERIALS**

Policy Code: **3210**

44 factors. Books and other instructional materials may be removed from the school media
45 collection only for legitimate educational reasons and subject to the limitations of the
46 First Amendment.

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48 The decision of the ~~principal~~ or committee may be appealed to the superintendent. The
49 decision of the superintendent may be appealed to the board.

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51 No instructional materials shall be removed from the classrooms, media collections, or
52 other general use until a final decision regarding the objection is made by the committee
53 and, if applicable, until any subsequent appeals are resolved by the superintendent and
54 the board.

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56 The superintendent shall develop the necessary administrative procedures to implement this
57 policy.

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59 Legal References: U.S. Const. amend. I; 20 U.S.C. 1232h; N.C. Const. art. I, § 14; *Board of*
60 *Educ. v. Pico*, 457 U.S. 853 (1982); G.S. 115C-45, -47, -81, -98, -101

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62 Cross References: Goals and Objectives of the Educational Program (policy 3000), Curriculum
63 Development (policy 3100), Selection of Instructional Materials (policy 3200), Comprehensive
64 Health Education Program (policy 3540)

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66 Adopted:

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