

**PINEYWOODS COMMUNITY ACADEMY BOARD POLICY  
MANUAL**

**POLICY GROUP 4 - PERSONNEL**

**INSTRUCTIONAL REQUIREMENTS AND PROHIBITIONS**

PG-4.213

**Sec. 1. INSTRUCTIONAL REQUIREMENTS AND PROHIBITIONS**

**a) *Prohibited Discussions or Activities***

For any course or subject, including an innovative course, for a grade level from kindergarten through grade 12:

1. A teacher may not be compelled, either by a PCA administrator, staff member, trustee, parent, or student, to discuss a widely debated and/or currently controversial issue of public policy or social affairs;
2. A teacher who chooses to discuss a topic described in subparagraph (1) shall explore that topic objectively and in a manner free from political bias;
3. Neither Pineywoods Community Academy nor a teacher may require, make part of a course, or award a grade or course credit, including extra credit, for a student's:
  - a. Work for, affiliation with, or service learning in association with any organization engaged in:
    - i. Lobbying for legislation at the federal, state, or local level, if the student's duties involve directly or indirectly attempting to influence social or public policy or the outcome of legislation; or
    - ii. Social policy advocacy or public policy advocacy;
  - b. Political activism, lobbying, or efforts to persuade members of the legislative or executive branch at the federal, state, or local level to take specific actions by direct communication; or
  - c. Participation in any internship, practicum, or similar activity involving social policy advocacy or public policy advocacy; and
4. A teacher, administrator, or other employee of Pineywoods Community Academy may not:
  - a. Require, or make part of a course, inculcation in the concept that:
    - i. One race or sex is inherently superior to another race or sex;
    - ii. An individual, solely by virtue of the individual's race or sex, is inherently racist, sexist, or oppressive, whether consciously or unconsciously;
    - iii. An individual should be discriminated against or receive adverse treatment solely or partly because of the individual's race or sex;
    - iv. An individual's moral character, standing, or worth ~~is~~ necessarily determined by the individual's race or sex;
    - v. An individual, solely by virtue of the individual's race or sex, bears responsibility, blame, or guilt for actions committed by other members of the same race or sex;
    - vi. Meritocracy or traits such as a hard work ethic are racist or sexist or were created by members of a particular race to oppress members of another race;
    - vii. The advent of slavery in the territory that is now the United States constituted the true founding of the United States; or

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PG-4.213

v111. With respect to their relationship to American values, slavery and racism are anything other than deviations from, betrayals of, or failures to live up to the authentic founding principles of the United States, which include liberty and equality;

b. For purposes of this policy, PCA defines “inculcation” to mean “to teach and impress by frequent repetitions or admonitions.” PCA does not interpret “inculcation” to mean an instructor’s one-time or incidental reference to a topic otherwise prohibited by Section 4(a) above, and PCA does not prohibit the free expression of ideas by students or staff during a prescribed course activity, discussion, or assignment, as long as that free expression of ideas does not require adherence to a particular ideology, belief, or political view.

b.c. Teach, instruct, or train any administrator, teacher, or staff member to adopt a concept listed under subparagraph (4)(a); or

d. Require an understanding of the 1619 Project.

1. For purposes of this policy, PCA considers an instructor as violating this section only if the instructor requires the completion of an assignment, reading, quiz, test, or other assessment which specifically assesses whether students have mastered an understanding of the core tenets of the 1619 Project. This section does not explicitly prohibit all discussion or reference to the 1619 Project within classroom discourse or assigned readings.

*Education Code 28.0022(a).*

This Policy does not limit the teaching of or instruction in the Texas Essential Knowledge and Skills. *Education Code 28.0022(e).*

Nothing in this Policy prohibits a teacher employed Pineywoods Community Academy from directing a classroom activity that involves students communicating with an elected official, including communications regarding a specific subject matter otherwise related to the academic or curricular goals of the course, so long as Pineywoods Community Academy does not influence the content of a student's communication. *Education Code 28.0022(g).*

Pineywoods Community Academy may not accept private funding for the purpose of developing a curriculum, purchasing or selecting curriculum materials, or providing teacher training or professional development related to a concept listed in subparagraph (4)(a). *Education Code 28.0022(c).*

This Policy shall not be construed so as to limit, prohibit, or infringe upon any student or staff member’s right to engage in personal speech (either verbal, written, or electronic) regarding the topics listed in subsections 4(a) and/or 4(d) above, as long as such speech is engaged in outside of the instructional setting and/or professional working environment.

**b) Exception**

DATE ISSUED: XXXX, 20X

2 of 4

**PINEYWOODS COMMUNITY ACADEMY BOARD POLICY  
MANUAL**

**POLICY GROUP 4 - PERSONNEL**

**INSTRUCTIONAL REQUIREMENTS AND PROHIBITIONS**

PG-4.213

The prohibition against student courses, awards or grades, and extra credit described in Sec. **1(a)(3)** above do not apply to a student's participation in:

1. Community charitable projects, such as building community gardens, volunteering at local food banks, or other service projects;
2. An internship or practicum:
  - a. For which the student receives course credit under a career and technology education program or under the P-TECH program established under Education Code 29.553; and
  - b. That does not involve the student directly engaging in lobbying, social policy advocacy, or public policy advocacy; or
3. A program that prepares a student for participation and leadership in this country's democratic process at the federal, state, or local level through the simulation of a governmental process, including the development of public policy.

*Education Code 28.0022(b).*

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**Sec. 2. PENALTIES TO STUDENTS**

Pineywoods Community Academy may not implement, interpret, or enforce any rule in a manner that would result in the punishment of a student for reasonably and respectfully discussing the concepts described by Sec. 1(a)(4) in school or during a school-sponsored activity or have a chilling effect on reasonable student discussions involving those concepts in school or during a school-sponsored activity. *Education Code 28.0022(d)*.

For purposes of this policy, PCA does not consider discussions to be reasonable and respectful, and thus protected from punishment, if they involve or include the use of hate speech, any pejorative term related to the concepts described in Section 1(a)(4), or any term that is a considered or has historically or culturally been used as a slur related to race, ethnicity, national origin, gender, sex, sexual orientation, disability, or religion.

**Sec. 3. EMPLOYMENT ACTION**

A Pineywoods Community Academy employee or contractor who intentionally or knowingly engages in or assigns to another person an act prohibited by this Policy is subject to disciplinary consequences in accordance with Pineywoods Community Academy's Employee Handbook, up to and including termination. *Education Code 22.0022(h)*.

**Sec. 4. DISTRIBUTION**

Pineywoods Community Academy shall provide a physical and electronic copy of this Policy and any procedures related to this Policy to each employee or contractor. *Education Code 22.0022.(h)*.