

## **Policy - School**

### **E.28 – Library Resources**

Community Leadership Academy and Victory Preparatory Academy maintain a school library for educational use. The school affirms its responsibility to comply with applicable law, including Colorado Revised Statute § 22-1-148, and to ensure that access to library materials is handled in a lawful, transparent, and consistent manner.

The school library offers physical and digital materials for voluntary student use. These materials are selected for their educational, informational, or literary value and their relevance to the age and maturity of the student body. Library materials are selected and retained using neutral procedures that do not discriminate based on political, religious, or personal viewpoints.

Obscene material, as defined by C.R.S. § 18-7-101(2) and consistent with the U.S. Supreme Court decision in *Miller v. California*, is not permitted in the school library. Materials that discriminate against or marginalize students based on race, ethnicity, religion, gender identity, disability, or other protected class status will not be selected or retained. Routine removal of materials due to physical damage, inaccuracy, lack of use, or age-appropriateness may occur outside the formal reconsideration process.

Parents or legal guardians of currently enrolled students may request reconsideration of a specific library resource. Reconsideration requests may be submitted during the school's annual review window, which opens on September 1 and closes on October 31. This submission window ensures an organized process that allows for thorough and timely review. Requests received outside the window will not be considered until the following review period, unless the material in question was added to the school's library after the close of the most recent window.

The request must be submitted in writing and must identify the specific material in question. Once received, the school will acknowledge the request in writing within seven (7) calendar days.

A review committee will be assembled to consider the request. This committee will include a school administrator, a licensed educator, and a parent/guardian of a currently enrolled student. A board member may also serve on the committee. The committee shall apply objective, viewpoint-neutral standards to evaluate the material. These standards include whether the material:

- Meets the age and maturity level of students served,
- Possesses educational, informational, or literary value,
- Complies with protections for free expression under the U.S. and Colorado Constitutions,
- Discriminates against or excludes individuals in a protected class, and
- Violates the legal definition of obscenity under Colorado law and applicable federal precedent.

Materials will not be removed or restricted until the process is complete and a final written determination is made.

The school will complete the review within sixty (60) calendar days of receiving the request. The final determination and rationale will be made available to the public and posted to the school's website. Reconsideration requests and final decisions are subject to disclosure under the Colorado Open Records Act.

A parent/guardian may not submit more than one reconsideration request for the same material within a two-year period unless the school amends this timeline in its procedures.

No library staff member, whether certified, non-certified, contracted, or volunteer, shall be disciplined, demoted, terminated, or otherwise retaliated against for acting in good faith under this policy. This includes the acquisition, retention, or display of materials in accordance with school policy and the refusal to remove or restrict a resource prior to completion of the reconsideration process.

This policy is subject to regular review and may be updated as required by changes in state law.

**LEGAL REFERENCES:**

- C.R.S. § 22-1-148 (Library resource policy – requirements)
- C.R.S. § 18-7-101(2) (Definition of obscenity)
- *Miller v. California*, 413 U.S. 15 (1973)
- Colorado Open Records Act (CORA)