

All parents/guardians have the right to provide input concerning the learning materials chosen by the Board and the District. The Board and District have the obligation to honor community input concerning learning materials while upholding the First Amendment of the US Constitution which provides all the freedom to share one's views and also receive information. The Board has a constitutional obligation to not remove materials simply because it disagrees with the subject matter unless such ideas are in violation of I.C. 18-1514

Any parent/guardian of a District student, any student, any employee, or any District resident may provide formal feedback and suggestions concerning specific learning materials used by the District's educational program. Feedback and suggestions will only be accepted from individuals belonging to at least one of these groups.

Learning materials, for the purposes of this policy, shall include Board approved curricular materials and any supplemental material used in classroom instruction, library materials, or any materials to which a teacher might refer a student as part of the course of instruction.

The major criterion for deciding whether to keep or remove a challenged resource is the appropriateness of the resource for its intended educational use. This may include:

1. The appropriateness of the material for the instructional objectives it is used to teach;
2. The appropriateness of the material's level of difficulty;
3. The appropriateness of the material for the age group(s) with which it is used. Library and classroom materials shall be considered in light of their appropriateness for the oldest students who will have access to them; and
4. Whether the material meets the definition of "harmful to minors" provided below.

For the purposes of this policy, the term "harmful to minors" has the meaning provided in IC 18-1514 and I.C. 18-1517B:

"Harmful to minors" includes in its meaning:

The quality of any material or any performance or of any description or representation, in whatever form, of nudity, sexual conduct, sexual excitement, or sado-masochistic abuse, when it:

1. Appeals to the prurient interest of minors as judged by the average person, applying contemporary community standards; and
2. Depicts or describes representations or descriptions of nudity, sexual conduct, sexual excitement, or sado-masochistic abuse which are patently offensive to prevailing standards in the adult community with respect to what is suitable material for minors and includes, but is not limited to, patently offensive representations or descriptions of:
  - a. Intimate sexual acts, normal or perverted, actual or simulated; or

- b. Masturbation, excretory functions or lewd exhibition of the genitals or genital area. Nothing herein contained is intended to include or proscribe any matter which, when considered as a whole, and in context in which it is used, possesses serious literary, artistic, political, or scientific value for minors.

No library material shall be removed solely because of the ideas expressed therein.

### Informal Process

Any individual, identified above, who wishes to raise a concern about a piece of learning material should first discuss the matter informally with the teacher, librarian, or other staff member who oversees its use. The patron should explain their objection to the material.

The staff member shall try to resolve the matter informally through such measures as:

1. Explaining the District's materials selection process, the criteria for selection and the qualifications of the professional staff who selected the questioned resource;
2. Explaining the intended educational purpose of the resource, its value as a resource, and any additional information regarding its use; and/or
3. Offering a concerned parent an alternative instructional resource or library material to be used by that parent's child in place of the material in a manner that complies with Policy 2425 Parental Rights.

All concerns voiced via the informal process shall be reported to the building principal, whether received by telephone, letter, or in personal conversation. If the individual is not satisfied after the informal process and desires the material undergoes a formal review, they may follow the formal process outlined below.

### Formal Process

An eligible party who wishes to make a formal objection should submit their concern in writing to the Superintendent utilizing the 2530F Learning Materials Review Form. One form should be submitted for each specific learning material in question. Vague or incomplete complaints will not be processed by the learning materials review committee.

During the formal review, the materials will remain available to students except for those that are needed for the review committee or at the discretion of the Superintendent.

The Superintendent or a designee appointed by the Superintendent shall convene a learning materials review committee who will provide an objective evaluation of the material. The committee shall contain an odd number of members. Members of this committee may include such parties as:

1. Instructional staff who have experience using the challenged resource with students;
2. Other teachers and librarians – If the challenged material was selected by a specific teacher or librarian, that individual will not be selected for the committee;

3. Administrators;
4. Parents/guardians of District students including parents whose children have already graduated; and
5. Any other appropriate individuals selected by the Superintendent.

A person who has submitted a formal concern regarding a learning material shall not participate in the formal review of that item.

The committee shall consider written comments submitted by parents/guardians of District students, District students, District employees, and District residents on the material in question. For library materials, the resource in question must be read or reviewed in full by each committee member. For materials that are a part of classroom instruction, the teacher shall present to the committee on their role within the classroom. Passages or parts of the work in context shall not be considered out of context, and the values and faults of the work should be weighed against each other. Decisions about what action to take regarding the material shall be based on the materials as a whole. Where appropriate, the committee may solicit advice or opinion from other District staff and/or relevant professional organizations of librarians, English teachers, and appropriate professionals.

The committee shall vote on whether the material should be kept, removed, or modified in accordance with the principles set out in this policy or whether some other change should be made. In the case of library material, it shall include a recommendation to:

1. Retain the material in its original location; or
2. Relocate the material to another location, such as library or classroom that serves older students or has restricted access; or
3. Remove the material entirely.

The committee shall prepare a written report of its findings and provide copies to the Superintendent, the individual who requested the formal review, and to staff members who oversee the use of the resource that includes both majority and minority opinions on the learning material or library resource under consideration. The report may differ depending on the type of resource being challenged.

The Superintendent shall review the committee's report. If the material under consideration is part of the District's approved curricular materials, and if the committee votes in favor of removing it from the curricular materials, the Board shall review the report, and the Board shall determine whether the challenged resource should be kept or removed or whether some other change should be made. This process shall be completed no later than the end of the following quarter from when the review was requested. The Superintendent shall notify the individual requesting the formal review of the outcome, including the recommendation of the committee.

If the material in question is a library resource or other material available to students, such as supplemental material used in the classroom, and not part of the District's Board-approved

curricular materials, the Superintendent shall determine whether to accept the committee’s recommendation or whether some other change should be made. In general, this process shall be completed no later than the end of the following quarter from when the review was requested. If the review is unable to be completed in this time frame, the material will be removed from circulation until the time when the review can be completed. The Superintendent shall notify the individual requesting the formal review of the outcome, including the recommendation of the committee. The Superintendent’s decision, in this regard, may be appealed to the Board.

If an appeal of the Superintendent’s decision is made to the Board, the Board has the sole discretion in determining how to handle the review, including but not limited to the Board’s option of solely reviewing the committee’s report and making a determination or seeking to speak with the parties involved in the concern during a properly noticed meeting of the Board. The decision of the Board will be final.

Learning materials that undergo the formal review process may not be re-reviewed for three calendar years.

A decision to sustain a challenge shall not necessarily be interpreted as a judgment of irresponsibility or bad intentions by the professionals involved in the original selection and/or use of the material.



**Cross Reference:** 2425 Parental Rights  
2520 Curricular Materials  
2530F Learning Materials Review Form  
2500 Library Materials  
2510P Selection of Library Materials  
4120 Uniform Grievance Procedure

**Legal Reference:** I.C. § 18-1514(6) Obscene Materials - Definitions  
I.C. § 18-1517B Children’s School and Library Protection Act

**Other Reference:** Library Bill of Rights: <https://www.ala.org/advocacy/intfreedom/librarybill>  
Idaho Commission for Libraries website: <https://libraries.idaho.gov/>

Policy History

**ADOPTED:** 8/11/14

ISBA

**REVISED:** 5/9/22  
1/9/23  
9/9/24  
2/9/26

The trustees of the Twin Falls School District have established a formal process for eligible parties who wish to submit a learning material reconsideration. For the purposes of this process, learning materials includes:

- 1. Approved curricular materials;
- 2. Supplementary learning material used in classroom instruction;
- 3. Library materials, including materials in classroom libraries; and
- 4. Any materials to which a teacher might refer a student as part of the course of instruction.

This form is required when making a formal complaint and will be reviewed by a Learning Materials Review Committee.

**Before submitting this form, please discuss the material of concern with the school librarian, in the case of a library resource, or teacher, in the case of a classroom resource in order to allow those closest to the resource an opportunity to address your concerns.**

**Please review Policy 2530 before submitting a complaint.**

**If you object to your child using a particular learning material in the classroom, Policy 2425 provides a way to request an alternative resource for your child.**

Date: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State/Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Please check each of the following that describe you:

- Parent or Guardian of District Student
- District Employee
- None of the Above
- Current Student
- District Resident

Please check each of the following that apply:

- The material was used as a part of classroom instruction;
- The item was available for check-out in the school library; or
- The item was available in a classroom library.

## Learning Materials Review Form

2530F

Please check the applicable box below to help us identify the resource:

<input type="checkbox"/> Book or E-book	<input type="checkbox"/> Movie	<input type="checkbox"/> Magazine
<input type="checkbox"/> Audio Recording	<input type="checkbox"/> Digital Resource	<input type="checkbox"/> Game
<input type="checkbox"/> Newspaper	<input type="checkbox"/> Other: _____	

Title: \_\_\_\_\_

Author/Producer: \_\_\_\_\_

What brought this resource to your attention?

\_\_\_\_\_

Have you examined the entire resource? If not, what sections did you review?

\_\_\_\_\_

If this is material used in the classroom, were you provided an alternative instructional resource?

\_\_\_\_\_

Why do you believe this resource should be removed from use in the classroom/removed from the school library? Please indicate areas that you object to, and state your reasons for your objections. If you believe this material meets the definition of “harmful to minors” provided in Policy 2530, please explain your rationale.

\_\_\_\_\_

\_\_\_\_\_

Are there resource(s) you suggest to provide additional information and/or other viewpoints on this topic?

\_\_\_\_\_

What action are you requesting the committee consider?

<input type="checkbox"/> Retain the material in its original location; or
<input type="checkbox"/> Relocate the material to another suitable section, including an area with restricted access requiring parent/guardian permission to access; or
<input type="checkbox"/> Remove the material entirely.
<input type="checkbox"/> Other requested remedy: _____

Signature \_\_\_\_\_ Date: \_\_\_\_\_

*By signing above, I acknowledge that the information provided here is true and factual to the best of my knowledge and that the Board of Trustees must take each request for review into account while also ensuring it maintains access to constitutionally protected materials.*