



TO: Christian County Board of Education Board Members

FROM: Melanie A. Barrett, Director of Pupil Personnel

DATE: June 1, 2023

RE: “Harmful to Minors” Complaint Resolution

“Harmful to Minors”

Per board policy 01.5 the board may enact policy in an emergency reading with the rationale reflected in the board minutes.

Due to the July 1 timeline to have policy “Harmful to Minors” Complaint Resolution Policy enacted, the district has elected to present this board policy as an emergency reading.

Per SB 5, in the 2023 legislative session a new section was created to require a board of education to adopt a Complaint Resolution Policy.

The Harmful to Minors Complaint Resolution Policy includes the following per KRS 158.192:

Harmful to minors means materials, programs or events that:

- Contain the exposure, in an obscene manner of the unclothed apparently unclothed male or female revealing the male and female private areas
- Visual depictions, simulations or written descriptions of sexual acts
- Creates an appeal to the curiosity and encourages an interest in sexual thoughts or practices
- Clearly offensive to the prevailing standards regarding standards suitable to minors

Complaint Resolution Process

The complaint resolution process shall be used to include the following:

- **Address Complaints submitted by parents/guardians alleging material, a program or an event is harmful to minors either which has been provided or is currently available to a student enrolled in the District who is the child of a parent/guardian.**

The complaint resolution process shall require that:

- **Complaint be submitted in writing to the Principal of the school the student is enrolled**
- **Complaints provide:**
 - a. **Name of the complainant**
 - b. **Reasonable detailed description of the material, program event that is alleged to be harmful to minors and how one or more of these are believed to be harmful to minors**

Complaint and Resolution Process

The appeal process is outlined in the Complaint and Resolution Process 08.23 AP.21.

Complaints regarding other issues shall be submitted pursuant to other appropriate policies.

Note:

Complaint Pathway

- Parent/Guardian Complaint completed and signed by complainant**
- Level One: The principal will investigate the complaint within 7 business days with fidelity.**
- Principal will confer with parent/guardian the determination of the investigation.**
- Level Two: Principal's determination appealed to the Board of Education.**
- Board's final disposition shall be made in writing.**
- 15 days later the final disposition shall be published on the Board Website and be published in the newspaper with the largest circulation in the county**