

# SCHOOL CEREMONIES AND OBSERVATIONS

Code **IMD** Issued **12/03**

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Purpose: To establish the board's vision for center ceremonies and observations.

## **Pledge of Allegiance**

State law requires that all students say the pledge of allegiance at a specific time during each school day. The center will designate this time.

Any person who does not wish to say the pledge of allegiance does not have to participate. The center will not penalize him/her for failing to participate.

Any person who does not wish to participate may leave the classroom or remain in his/her seat. The person may express his/her non-participation in any form that does not materially infringe upon the rights of others or disrupt center activities.

Adopted 12/9/03

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Legal references:

- A. S. C. Code of Laws, 1976, as amended:
  - 1. Section 59-1-455 - Time for Pledge of Allegiance required.
  - 2. Section 59-1-320 - Head of public school to display U.S. And S.C. Flags
  
- B. United States Supreme Court:
  - 1. West Virginia State Board of Education v. Barnette, 319 U.S. 624 (1943) - The mandatory saluting of the flag and the repeating of the Pledge of Allegiance is unconstitutional when those practices conflict with religious beliefs of the student. Hence students with religious objections must be exempted from any such requirements.
  - 2. Frain v. Baron, 307 F. Supp 27, 1969.
  - 3. Goetz v. Ansell, 402 F. Supp. 26, 1973.
  - 4. Banks v. Board of Public Instruction, F. Supp. 285. 1970.