

21. After the approval of materials by the School Board, a parent of a currently enrolled CCDS student or a Clay County resident may file a petition to contest the Board's adoption of a specific instructional material utilizing the *Request for Reconsideration or Review of Instructional Materials* form, which is posted on the Instructional Resources Department page of the District website (see Appendix C: Process for Objection to Board's Adoption of an Instructional Material).
  - a. Objections may be asserted by the parent of a student or a resident of the county by filing a petition. The petition must be filed within thirty days of the date of the school board approval of the selected materials and must be signed by the parent or resident and include the required contact information.
  - b. The petitioner must state, their objection to the instructional material based on, the criteria of 1006.31(2) Florida Statutes or 1006.40(3)(d) Florida Statutes. **if** said material was selected for use in a course or otherwise made available to students in the school district but was not subject to the public notice, review, comment, and hearing procedures set forth in 283(2)(b)8, 9 or 11, Florida Statutes, additionally or in the alternative that any material used in a classroom, made available in a school library, or included on a reading list contains content that is pornographic or prohibited under Florida Statute 847.012, is not suited to student needs and their ability to comprehend the material presented, or is inappropriate for the grade level and age group for which the material is used.
  - c. Within thirty (30) days after the initial 30-day period has expired, the School Board must, for all timely petitions, conduct at least one open public hearing before an unbiased and qualified hearing officer who is not an employee or agent of the school district.
  - d. Each petitioner shall be allowed an adequate and fair opportunity to be heard and present evidence to the hearing officer.
  - e. The petitioner will receive written notification of the date and time of the hearing at least seven days prior to the hearing.
  - f. The School Board's decision after the hearing is final and not subject to further review.
  - g. The district and the petitioner shall each be responsible for payment of one-half of the fee of the hearing officer unless the state provides full funding to the district for this purpose.
  - h. A petition may be dismissed by the Chief Academic Officer of the district if it is determined by him that the petition is frivolous, fails to comply with any provision set forth above, or is a duplicate of a petition previously filed by the same or a different individual.