

BYLAWS

Of the

Cannon Road Elementary School PTA

Council: Montgomery County Parent-Teacher Association

National PTA ID #: 00016177

Incorporation #: DO7385743

Sales & Use Tax #:

Employer Identification Number (EIN): 237030984

Insured by:

A Local Unit of

**PARENTS AND TEACHERS OF THE
MARYLAND BRANCH OF THE NATIONAL CONGRESS**

revised February 2007

FOR OFFICE USE ONLY

APPROVED BY LOCAL _____ APPROVED BY STATE _____

RESUBMIT BY _____

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ARTICLE I Name

The name of this organization is Cannon Road Elementary School (CRES) Parent Teacher Association, located at CRES, 901 Cannon Road, Silver Spring, Maryland 20904. It is a local PTA organized under the authority of the Maryland Congress of Parents and Teachers, Inc. (Maryland PTA), a branch of the National Congress of Parents and Teachers (National PTA). This organization shall hereinafter be referred to in these bylaws as CRES PTA.

#ARTICLE II Purposes

Section 1. The purposes of CRES PTA in common with those of National PTA and Maryland PTA are:

- a.** To promote the welfare of children and youth in home, school, community, and place of worship,
- b.** To raise the standards of home life,
- c.** To secure adequate laws for the care and protection of children and youth,
- d.** To bring into closer relation the home and the school, that parents and teachers may cooperate intelligently in the education of children and youth, and
- e.** To develop between educators and the general public such united efforts as will secure for all children and youth the highest advantages in physical, mental, social, and spiritual education.

Section 2. The purposes of National PTA, Maryland PTA, and CRES PTA are promoted through an advocacy and educational program directed toward parents, teachers, and the general public; are developed through conferences, committees, projects, and programs; are governed and qualified by the basic policies set forth in Article III.

Section 3. The organization is organized exclusively for the charitable, scientific, literary, or educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code (herein after referred to as "Internal Revenue Code").

#ARTICLE III Basic Policies

Includes non profit and public office information

The following are basic policies of CRES PTA in common with those of National PTA and Maryland PTA:

- a.** The organization shall be noncommercial, nonsectarian, and nonpartisan.
- b.** The organization shall work with the schools and community to provide quality education for all children and youth and shall seek to participate in the decision-making process establishing school policy, recognizing that the legal responsibility to make decisions has been delegated by the people to the boards of education, state education authorities, and local education authorities.
- c.** The organization shall work to promote the health and welfare of children and youth and shall seek to promote collaboration between parents, schools, and the community at large.

- d. No part of the net earnings of the organization shall inure to the benefit of, or be distributable to, its members, directors, trustees, officers, or other private persons except that the organization shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article II hereof.
- e. Notwithstanding any other provision of these articles, the organization shall not carry on any other activities not permitted to be carried on (i) by an organization exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code or (ii) by an organization, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.
- f. Upon the dissolution of this organization, after paying or adequately providing for the debts and obligations of the organization, the remaining assets shall be distributed to one or more nonprofit funds, foundations, or organizations that have established their tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and whose purposes are in accordance with those of National PTA.
- g. The organization or members in their official capacities shall not, directly or indirectly, participate or intervene (in any way, including the publishing or distributing of statements) in any political campaign on behalf of, or in opposition to, any candidate for public office; or devote more than an insubstantial part of its activities to attempting to influence legislation by propaganda or otherwise.

#ARTICLE IV Relationship with National PTA and Maryland PTA

Details PTA/PTSA in good standing; requirements including finance responsibilities; dissolution of a PTA/PTSA

Section 1. CRES PTA shall be organized and chartered under the authority of Maryland PTA in the area in which CRES PTA functions, in conformity with such rules and regulations, not in conflict with National PTA bylaws, as Maryland PTA may in its bylaws prescribe. Maryland PTA shall issue to CRES PTA an appropriate charter evidencing the due organization and good standing of CRES PTA.

A local PTA/PTSA in good standing is one that:

- a. adheres to the purposes and basic policies of the PTA;
- b. remits the national and state dues to the Maryland PTA office by dates designated;
- c. has bylaws approved every three (3) years according to the procedures of Maryland PTA;
- d. has a minimum of twenty-five (25) members;
- e. submits the name and address of the local president to the Maryland PTA office by the date designated;
- f. remits liability and bonding insurance premiums by the date designated;
- g. has an Employer Identification Number (EIN) from the Internal Revenue Service (IRS) on file with Maryland PTA;
- h. maintains its status as a corporation; and
- i. files the appropriate tax forms with the IRS.

Section 2. CRES PTA shall be incorporated.

Section 3. The articles of organization of CRES PTA include:

- a. the bylaws of such organization and
- b. the certificate of incorporation or articles of incorporation of such organization.

Section 4. CRES PTA shall adopt such bylaws for the government of the organization as may be approved by Maryland PTA. Such bylaws shall not be in conflict with National PTA bylaws or the bylaws of Maryland PTA.

Section 5. Bylaws of CRES PTA shall include an article on amendments.

Section 6. Bylaws of CRES PTA shall include a provision establishing a quorum.

Section 7. Each officer or board member of CRES PTA shall be a member of CRES PTA.

Section 8. The bylaws of CRES PTA shall prohibit voting by proxy, mail (including electronic communications), or absentee.

Section 9. A PTA member shall not serve as a voting member of CRES PTA's board while serving as a paid employee of, or under contract to, CRES PTA.

Section 10. Only members of CRES PTA who have paid dues for the current membership year may participate in the business of CRES PTA.

Section 11. CRES PTA shall collect dues from its members and shall remit a portion of such dues to Maryland PTA as provided in Article V hereof.

Section 12. The members of the nominating committee for officers of CRES PTA shall be elected by the general membership or board of directors (Article VI Section 3a).

Section 13. CRES PTA shall have bonding and liability insurance.

Section 14. CRES PTA shall keep such permanent books of account and records as shall be sufficient to establish the items of gross income, receipts, and disbursements of the organization, including, specifically, the number of its members, the dues collected from its members, and the amount of dues remitted to Maryland PTA. Such books of account and records shall at all reasonable times be open to inspection by an authorized representative of Maryland PTA or by a duly authorized representative of National PTA when requested by the committee on state, council, and local relationships.

Section 15. In the event CRES PTA votes to dissolve and terminate its affairs, it shall be done as follows:

- a. The board of directors (or other body that, under its bylaws, manages the affairs of the constituent organization) shall adopt a resolution recommending that CRES

- PTA be dissolved and directing that the question of such dissolution be submitted to a vote at a special meeting of members having voting rights. Written or printed notice stating that the purpose of such meeting is to consider the advisability of dissolving CRES PTA shall be given to each member entitled to vote at such meeting at least thirty (30) days prior to the date of such meeting.
- b.** Written notice of the adoption of such resolution, accompanied by a copy of the notice of the special meeting of members, shall be given to the president of the Maryland PTA at least twenty (20) days before the date fixed for such special meeting of the members. Only those persons who were members in good standing of CRES PTA on the date of adoption of the resolution and who continue to be members in good standing on the date of the special meeting shall be entitled to vote on the question of dissolution. Approval of dissolution of CRES PTA shall require the affirmative vote of at least two thirds (2/3) of the members present and entitled to vote at the special meeting, a quorum being present.

Section 16. In the event of alleged violations by CRES PTA of the bylaws of the National PTA, the Maryland PTA, or said CRES PTA, or other practices or activities of this PTA/PTSA that may tend to defeat the purposes and basic policies of the National and Maryland PTA, the process for involuntary dissolution shall be as follows:

- a.** There shall be a committee on state, council, and local relationships of five (5) members, no two (2) from the same county/council, appointed by the incoming state president within thirty (30) days of assuming office. The committee shall consist of at least three (3) members of the board of directors, and the term of committee members shall be two (2) years.
- b.** The committee on state, council, and local relationships, upon receiving the written request of any member of CRES PTA, any council member, or member of the Maryland Board of Directors, shall review the alleged bylaws violations or other practices or activities of CRES PTA, and shall provide a written report to the Maryland PTA Executive Committee of the results of the committee's findings and its recommendations, if any, for action. A copy of the report shall be sent to CRES PTA and the person who submitted the original request.
- c.** After giving due consideration to the report of the committee, and action is deemed necessary, the executive committee shall provide an opportunity for the said PTA/PTSA to be heard and to respond in writing within twenty-one (21) days from the date of the report.
- d.** If, upon such consideration and hearing, the executive committee finds a violation by CRES PTA, it may, by a two-thirds (2/3) vote of all its members then in office, require CRES PTA to take appropriate action within a period of time stipulated by the executive committee. When such a requirement has been made by the executive committee and if the recommended action is not taken by CRES PTA within the allotted time, the executive committee may, by a two-thirds (2/3) vote of its members then in office, grant CRES PTA an extension of time in which to achieve satisfactory compliance with the action required by the executive committee.

- e. Failing compliance by CRES PTA, the executive committee may, subject to concurrence in such action by the board of directors, withdraw the charter of CRES PTA and terminate its status as a PTA/PTSA.

Section 17. CRES PTA is obligated, upon withdrawal of its charter by Maryland PTA:

- a. To yield up and surrender all of its books and records and all of its assets and property to Maryland PTA or to such agency as may be designated by Maryland PTA or to another CRES PTA organized under the authority of Maryland PTA;
- b. To cease and desist from the further use of any name that implies or connotes association with National PTA or Maryland PTA or status as a constituent organization of National PTA; and
- c. To carry out promptly, under the supervision and direction of Maryland PTA, all proceedings necessary or desirable for the purpose of dissolving CRES PTA.

Section 18. CRES PTA shall include in its bylaws provisions corresponding to the provisions of state bylaws identified by the number symbol (#).

ARTICLE V Membership and Dues

Explanation of dues at local, state, and national levels

#Section 1. Every individual who is a member of CRES PTA is, by virtue of that fact, a member of National PTA and of Maryland PTA by which CRES PTA is chartered, and is entitled to all the benefits of such membership.

#Section 2. Membership in CRES PTA shall be open, without discrimination, to anyone who believes in and supports the mission and purposes of National PTA.

#Section 3. CRES PTA shall conduct an annual membership campaign but shall continue to admit individuals to membership at any time.

#Section 4. Each member of CRES PTA shall pay such annual dues (including local, state, and national) as may be prescribed by the organization. The amount of the state portion of each member's dues shall be one dollar and fifty cents (\$1.50) per annum. The national portion of each member's dues shall be as recommended by the board of directors and approved by a two-thirds (2/3) majority of the voting body at National PTA Annual Convention. CRES PTA shall remit the state and national portion of the dues to reach Maryland PTA office by the dates designated by Maryland PTA.

Section 5. Each member of CRES PTA shall pay annual dues of an amount to be determined annually by the board of directors. The amount of such annual dues shall include the portion payable to Maryland PTA and the portion payable to National PTA.

#Section 6. A person may hold membership in one or more local PTA/PTSAs upon payment of all-inclusive membership fees as required in each local PTA/PTSA's bylaws.

ARTICLE VI Officers and Their Election

Details time of election assumption of duties, and length of term requirement of nomination committee; filling vacancies

#Section 1. Each officer shall be a member of CRES PTA.

Section 2. Officers and their election:

- a.** The officers of CRES PTA shall be a president, 3 vice president(s) a secretary, and a treasurer.
- b.** Officers shall be elected at the annual general membership meeting in the month of May.
- c.** Officers shall be elected by ballot; however, if there is but one nominee for any office, election for that office may be by voice vote. A majority vote shall be required for election.
- d.** Officers shall assume their official duties the first day of the fiscal year and shall serve for a term of one year(s) or until their successors assume their official duties.
- e.** An officer shall not be eligible to serve more than two (2) consecutive terms in the same office. An officer who has served in an office for more than one half of a full term shall be deemed to have served a full term in such office.

Section 3. Nominating Committee:

- a.** #There shall be a nominating committee composed of three members¹ who shall be elected by the Executive Board². The committee shall elect its own chair.
- b.** The nominating committee shall be elected at least two (2) months prior to the election of officers.
- c.** The nominating committee shall nominate an eligible person for each office to be filled and report its nominees to the general membership at least ten (10) days prior to the general membership meeting in May, at which time additional nominations may be made from the floor.
- d.** Only those individuals who are current members of CRES PTA and who have signified their consent to serve if elected shall be nominated for, or elected to, such office.

Section 4. Vacancies:

Upon acceptance of a letter of resignation from any officer, notice shall be given to the general membership of the vacancy within fifteen days. The vacancy, except for president, shall be filled for the unexpired term by a person elected by a majority vote of the board of directors. A vacancy occurring in the office of president shall be filled for the remainder of the unexpired term by the 1st vice-president. In the event the 1st vice president chooses not to assume the office of president, the general membership shall be notified and a special election shall be held by the general membership (Article XI Section 2).

¹ Specify an uneven number, no less than three

² Specify general membership or board of directors

ARTICLE VII Duties of Officers

Section 1. The president shall

- a. Preside at all meeting of CRES PTA, the board of directors, and executive committee;
- b. Coordinate the work of the officers and committees of CRES PTA in order that the purposes may be promoted;
- c. Be a member *ex officio* of all committees except the nominating committee;
- d. Perform such other duties as may be prescribed in these bylaws or assigned by CRES PTA or by the board of directors;
- e. Review and initial bank statements monthly; and
- f. Represent CRES PTA at all council meetings or send an alternate.

Section 2. The vice president(s) shall

- a. Act as aide(s) to the president;
- b. In their designated order perform the duties of the president in the absence or inability of that officer to serve; and
- c. Perform such other duties as may be prescribed in these bylaws or assigned by CRES PTA or by the board of directors. See addendum Section 2
Addendum Section 2

The duties of the three vice-presidents shall be as follows:

- a. The Vice President of Communications shall oversee committees that involve display and/or dissemination of information about the school and PTA to the Cannon Road community.
- b. The Vice President of Community/School Events shall oversee committees that primarily relate to events, which extend to and involve participation from the larger Cannon Road community.
- c. The Vice President of Student/Faculty Programs shall oversee committees that primarily involve in-school programs and volunteer activity.

Section 3. The secretary shall

- a. Record the minutes of all meetings of CRES PTA, the board of directors, and executive committee;
- b. Be prepared to read the minutes of the previous meeting;
- c. File all records;
- d. Have a current copy of the bylaws;
- e. Maintain a current membership list; and
- f. Perform such other duties as may be prescribed in these bylaws or assigned by CRES PTA or by the board of directors.

Section 4. The treasurer shall

- a. Have custody of all funds of CRES PTA;
- b. Keep a full and accurate account of receipts and expenditures including reconciliation of the bank statement each month;
- c. Make disbursements as authorized by the president or board of directors of CRES PTA in accordance with the budget adopted by CRES PTA;
- d. Present a written financial statement at every meeting of the executive committee,

- the board of directors, the general membership and at other times when requested by the board of directors;
- e. Make a final report before the newly elected officers officially assume their duties;
 - f. Be responsible for the maintenance of such books of account and records as to conform to the requirements of Article IV, Section 14 of these bylaws;
 - g. Be responsible for preparing and filing all necessary tax forms;
 - h. Have the accounts examined at the close of the fiscal year and upon change of treasurer by an auditor or an auditing committee of not less than three (3) persons who, satisfied that the treasurer's annual report is correct, shall sign a statement of that fact at the end of the report. An auditor or an auditing committee shall be selected by the board of directors at least thirty (30) days before the new officers assume their duties; and
 - i. Perform such other duties as may be prescribed in these bylaws or assigned by CRES PTA or by the board of directors.

#Section 5. CRES PTA shall have checks and vouchers signed by two (2) persons (the treasurer and one other officer).

#Section 6. CRES PTA shall submit a copy of the treasurer's annual report, reviewed by an auditing committee, to Maryland PTA or their qualified designee.

Section 7. Upon the expiration of the term of office or in case of resignation, each officer shall turn over to the president, within fourteen (14) days, all records, books, and other materials pertaining to the office, and shall return to the treasurer, immediately, all funds pertaining to the office.

ARTICLE VIII Board of Directors

Individuals serving responsibilities, meeting times

#Section 1. Each board member shall be a member of CRES PTA.

Section 2. The board of directors shall consist of the officers of CRES PTA, the chairs of standing committees, the delegates to the PTA Council, and the principal of the school or a representative appointed by him/her. The president may appoint a parliamentarian (non-voting), subject to the approval of the executive committee of CRES PTA.

#Section 3. A PTA/PTSA member shall not serve as a voting member of CRES PTA's board of directors while serving as a paid employee of, or under contract to, CRES PTA.

Section 4. The duties of the board of directors of CRES PTA shall be

- a. To transact necessary business in the intervals between general membership meetings and such other business as may be referred to it by CRES PTA;
- b. To create standing and special committees;
- c. To approve the plans of work of the standing committees;
- d. To present a report at the general membership meetings of CRES PTA;

- e. To select an auditor or an auditing committee to audit the treasurer's accounts;
- f. To approve and submit an annual budget to CRES PTA's general membership for adoption;
- g. To approve routine bills within the limits of the adopted budget; and
- h. Fill vacancies.

Section 5. Regular meetings of the board of directors shall be held during the year, the time to be fixed by the board at its first meeting of the fiscal year. A majority of the board of directors' members shall constitute a quorum. Special meetings of the board of directors may be called by the president or by a majority of the members of the board, two days' notice having been given. However, in an emergency involving the school, this notice requirement shall be waived and instead reasonable notice shall be given as determined by the nature of the emergency. Executive board meetings are open to the membership. Members may address the board.

Section 6. The board of directors, by a two-thirds (2/3) vote of the members present and voting, may remove from his/her position any board member who fails to perform designated duties as outlined in these bylaws or the current standing rules, fails to attend two consecutive meetings and/or board of directors meetings without being excused, violates the basic policies, misrepresents the positions of the organization or acts in any other way which is detrimental to the philosophy and purposes of the organization. When removal action is contemplated, the officer shall be advised by certified mail at least seven (7) days prior to the meeting determination of his/her right to appear before the board of directors at that meeting. Such removal constitutes a vacancy in that office.

Section 7. Retiring officers, newly elected officers, and the school principal shall be members of the budget committee, whose responsibility shall be to formulate, prepare and present the annual budget proposal at the association's June meeting for consideration and assent.

Section 8. The first executive board meeting after the election shall be attended by the former and newly elected officers.

ARTICLE IX Executive Committee

Individuals serving responsibilities, meeting times

#Section 1. The elected officers shall be members of the executive committee.

Section 2. Meetings of the executive committee shall be held as needed. Meetings shall be called by the president or by a majority of the committee members with seven days' notice.

#Section 3 At all meetings of the executive committee, a majority of the members of the committee shall constitute a quorum for the transaction of business.

Section 4. Duties of the executive committee shall be

- a. To transact business referred to it by the board of directors;
- b. To elect standing and special committee chairs;
- c. To act in emergencies between meetings of the board of directors; and
- d. To submit a report at each board of directors meeting.

Section 5. The executive committee shall take no action in conflict with any action taken by the board of directors.

ARTICLE X Committees

Responsibilities and length of term

#Section 1. Only members of CRES PTA shall be eligible to serve in any elected or appointed position.

Section 2. The board of directors may create such standing or special committees as it may deem necessary to promote the purposes and carry on the work of CRES PTA.

Section 3. The chair of each standing or special committees shall be elected by the executive committee of CRES PTA. The term of each chair shall be one year(s) or until the election of a successor.

Section 4. The chair of each standing committee shall present a plan of work to the board of directors for approval. No committee work shall be undertaken without the consent of the board of directors.

Section 5. The power to form special committees and appoint their members rests with the board of directors.

Section 6. The president shall be a member *ex officio* of all committees except the nominating committee.

Section 7. Vacancies of standing or special committee chairs shall be filled by the executive committee.

ARTICLE XI General Membership Meetings

Meeting times, quorum

Section 1. At least four general membership meetings of CRES PTA shall be held during the school year. Dates of meetings shall be determined by the board of directors and announced at the first general membership meeting of the fiscal year. Three days' notice shall be given of a change of date.

Section 2. Special general membership meetings of CRES PTA may be called by the president or by a majority of the board of directors, five days notice having been given.

Section 3. The annual general membership meeting of CRES PTA shall be held in May; elections to be conducted if applicable.

#Section 4. Ten members shall constitute a quorum for the transaction of business in any general membership meeting of CRES PTA.

#Section 5. Only members of CRES PTA who have paid dues for the current membership year may participate in the business of CRES PTA.

ARTICLE XII Council Membership

Number of delegates, selection of, length of term

Section 1.

- a.** CRES PTA shall be represented in meetings of the Montgomery County Council of Parent Teacher Associations by the president or alternate, the principal or alternate, and by one delegate or their alternates. All representatives to the council must be members of CRES PTA.
- b.** Delegates shall be elected in May by the board of directors.
- c.** Delegates to the Montgomery County Council of PTAs shall serve for a term of two year(s).

Section 2. To participate in the business of the council CRES PTA shall pay annual dues to the Montgomery County Council of PTAs as provided in the council bylaws.

#ARTICLE XIII Maryland PTA Convention

Requirements for attendance and voting

Section 1. CRES PTA shall be entitled, upon payment of registration, to be represented at the annual meeting of the Maryland PTA by the president or alternate, two (2) other officers or their alternates, and one (1) delegate for every fifty (50) members or major fraction thereof.

- a.** CRES PTA shall be in good standing annually as of June 30.
- b.** All representatives to the Maryland PTA convention shall be members of CRES PTA.
- c.** Delegates and their alternates shall be chosen according to the guidelines established by CRES PTA.

#ARTICLE XIV Fiscal Year

The fiscal year of CRES PTA shall begin on July 1 and end on the following June 30.

#ARTICLE XV Parliamentary Authority

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the Cannon Road Elementary School PTA in all cases in which they are applicable and in which they are not in conflict with these bylaws; National PTA Bylaws; Maryland PTA Bylaws; or the articles of incorporation.

#ARTICLE XVI Amendments

Procedure for reviewing bylaws

Section 1.

- a. These bylaws may be amended at any general membership meeting of CRES PTA by a two-thirds (2/3) vote of those members present and voting, a quorum being present, provided notice of the proposed amendment, which has been approved by the board of directors, has been given to the general membership at least thirty (30) days prior to the meeting at which the amendment is to be voted upon. When amended, articles are in effect, but shall be subject to the approval by Maryland PTA.
- b. A decision to totally revise the bylaws as a substitute for the existing bylaws, requires a majority vote of those members present and voting at a general meeting of CRES PTA, or a two-thirds (2/3) vote of the board of directors. A committee to carry out this task shall be appointed by the board of directors. The requirements for adoption of a revised set of bylaws shall be the same as in the case of an amendment.
- c. Submission of amendments or revised bylaws for approval by Maryland PTA shall be in accordance with the bylaws of Maryland PTA.

Section 2. The adoption of an amendment to any provision of the bylaws of Maryland PTA identified by a number symbol (#) shall serve automatically and without the requirement of further action by CRES PTA to amend their corresponding bylaws. These bylaws are submitted by **an existing** PTA/PTSA in Maryland and were approved at a **general membership meeting** of Cannon Road Elementary School PTA on _____.

SIGNATURES

Secretary (printed) _____

Secretary (signature) _____

Your bylaws will be returned to the school. Please indicate to whom they should be addressed:

Name:

Title:

If Maryland PTA has questions or must decline these bylaws, the person to contact is:

Name:

Title:

Phone:

E-mail:

Address:

For Maryland PTA Use Only

Action of Maryland Congress of Parents and Teachers, Inc.

Approved on _____

Local Bylaws Committee Member, Maryland PTA

PURPOSES OF THE NATIONAL CONGRESS OF PARENTS AND TEACHERS

- To promote the welfare of children and youth in home, school, community, and place of worship.
- To raise the standards of home life.
- To secure adequate laws for the care and protection of children and youth.
- To bring into closer relation the home and the school, that parents and teachers may cooperate intelligently in the education of children and youth.
- To develop between educators and the general public such united efforts as will secure for all children and youth the highest advantages in physical, mental, social, and spiritual education.

MISSION OF THE PARENT TEACHER ASSOCIATION is threefold:

- To support and speak on behalf of children and youth in the schools, in the community, and before government bodies and other organizations that make decisions affecting children;
- To assist parents in developing the skills they need to raise and protect their children; and
- To encourage parent and public involvement in the public schools of this nation.