

Condon School District 25J

Code: **KL**
Adopted: 2/16/99
Readopted: 11/09/05; 11/12/08; 4/13/16
Orig. Code(s): KL

Public Complaints

Although no community member will be denied a petition to the Board for redress of a complaint, the Board, as written in this policy, will require that all complaints be carried out through the proper administrative channels for resolution before the Board takes action. Administrative regulation KL-AR - Public Complaint Procedure is to be followed for all public complaints. Exceptions are complaints that concern superintendent or Board actions or Board operations.

The Board advises the public that the proper channeling of complaints including but not limited to, instruction, discipline, or learning materials, should be handled in the following order unless otherwise identified:

1. Classroom teacher, coach, club/class advisor or other staff as appropriate;
2. Principal;
3. Superintendent;
4. Board.

Any complaint about school personnel other than the superintendent will be investigated by the administration through Board policy KLD - Public Complaints About District Personnel and administrative regulation KLD-AR - Public Complaints About District Personnel before consideration of action by the Board. The Board will not hear complaints against employees in open session unless the affected employee requests an open session.

Complaints against the principal may be filed with the superintendent. Complaints against the superintendent should be referred to the Board chair. The Board may refer the investigation to a third party.

Complaints against the Board as a whole or against an individual Board member should be made to the Board chair and may be referred to district counsel. Complaints against the Board chair may be made directly to the Board vice chair.

If a complaint alleges a violation of state standards and is not resolved at the local level, then the district will supply the complainant with appropriate information in order to file a direct appeal to the State Superintendent of Public Instruction as outlined in Oregon Administrative Rules (OAR) 581-022-1940.

While speakers may during public meetings offer objective criticism of school operations and programs, the Board will not hear personal complaints concerning district personnel nor against any person connected with the school system. To do so could expose the Board to a charge of being party to slander and would

prejudice any necessity to act as the final review of administrative recommendations about the matter. The Board chair will direct the patron to the appropriate means for Board consideration and disposition of legitimate complaints involving individuals.

END OF POLICY

Legal Reference(s):

[ORS 192.610 to -192.690](#)
[ORS 332.107](#)

[OAR 581-022-1940](#)
[OAR 581-022-1941](#)

House Bill (HB) 3371 (2015)

Anderson v. Central Point Sch. Dist., 746 F.2d 505 (9th Cir. 1984).
Connick v. Myers, 461 U.S. 138 (1983).

Cross Reference(s):

IIA - Instructional Resources/Instructional Materials
KLD - Public Complaints about District Personnel