

**BETHEL SCHOOL DISTRICT #52  
BOARD OF EDUCATION POLICY STATEMENT**

Subject: Public Complaints

Policy Number: KL Effective Date: 9/2019

Date of Original Policy and Revisions: 1/08, 4/14, 5/16, 12/17

Cancels Policy No.: \_\_\_\_\_ Dated: \_\_\_\_\_

Date of Next Review: 9/2022

**POLICY**

A guardian of a student attending a school in the District or person who resides in the District may petition the District with a complaint. A complainant will be referred through the proper administrative process for solution of a complaint before investigation or action by the Board. An exception will be a complaint against the Superintendent or one that involves Board actions or Board operations.

The complaint procedure is available at the District's administrative office and on the home page of the District's website.

The Board advises that there is a process available for resolving complaints, including but not limited to a complaint in one or more of the following areas:

1. Instruction;
2. Discipline;
3. Learning materials;
4. Compliance with State Standards;
5. Restraint and/or seclusion;
6. With a staff member; or
7. Retaliation against a student or a student's parent who in good faith reported information that the student believes is evidence of a violation of state and federal law, rule or regulation.

The complainant must follow the complaint procedure as outlined in administrative regulation KL – AR – Public Complaint Procedure.

Any complaint about school personnel other than the Superintendent will be investigated by the administration before consideration and action by the Board. The Board will not hear complaints against employees in a session open to the public unless an employee requests an open session.

Complaints against the principal should be filed with the Superintendent.

Complaints against the Superintendent may start at step 4 and should be referred to the Board chair on behalf of the Board.

Complaints against the Board as a whole or against an individual Board member should be referred to the Board chair on behalf of the Board. (See KL-AR – Public Complaint Procedure)

Complaints against the Board chair should be referred directly to the Board vice chair on behalf of the Board. (See KL-AR – Public Complaint Procedure)

The Superintendent will develop and administer the complaint process, as appropriate.

If any complaint alleges a violation of Oregon Administrative Rule (OAR) Chapter 581, Division 22 (Division 22 Standards), Oregon Revised Statute (ORS) 339.285 to 339.383 or OAR 581-021-0550 to

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581-021-0570 (Restraint and Seclusion), or ORS 659.852 (Retaliation), and the complaint is not resolved through the complaint process, the complainant, if a student or guardian of a student attending a school in the District or a person who resides in the District, may appeal the District's final decision to the Deputy Superintendent of Public Instruction under OARs 581-002-0001 - 581-002-0023.

**REPORTS**

None.

**ATTACHMENTS**

None.

**END OF POLICY**

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**REFERENCES / COMMENTS**

[ORS 192.660](#)

[ORS 659.852](#)

[OAR 581-022-2370](#)

[ORS 332.107](#)

[OAR 581-002-0001 - 002-0005](#)

Anderson v. Central Point School District 746 F.2d 505 (9<sup>th</sup> Cir. 1984).

Conick v. Myers, 461 U.S. 138 (1983).