

## UNIFORM COMPLAINT PROCEDURES

The Board of Education and Director recognize that the Pacific View Charter School has primary responsibility for insuring that it complies with state and federal laws and regulations governing educational programs. The Pacific View Charter School shall investigate and seek to resolve complaints at the local level in accordance with applicable laws and administrative regulations related to this policy. The Director/designee shall follow uniform complaint procedures when addressing complaints alleging unlawful discrimination based on age, sex, sexual orientation, gender, ethnic group identification, race, ancestry, national origin, religion, color or mental or physical disability in any program or activity that receives or benefits from state financial assistance. Uniform complaint procedures shall also be used when addressing complaints alleging failure to comply with state or federal law in the following Pacific View Charter School programs: consolidated categorical aid programs, vocational education, child care and development programs, child nutrition programs and special education programs.

This policy prohibits retaliation in any form for the filing of a complaint, the reporting of instances of discrimination, or for participation in complaint procedures. Such participation shall not in any way affect the status, grades, or work assignments of the complainant.

Discrimination complaints shall be investigated in a manner that protects the confidentiality of the parties and the facts. This includes keeping the identity of the complainant confidential except to the extent necessary to carry out the investigation or proceedings, as determined by the Director or designee on a case-by-case basis.

The Director or designee shall ensure that employees designated to investigate complaints are knowledgeable about the laws and programs for which they are responsible. Such employees may have access to legal counsel as determined by the Superintendent or designee.

This policy and related Administrative Guidelines are intended to comply with Title 5 of the California Code of Regulations, 4600 et seq., and are not intended to extend beyond such requirements.

## Legal Reference:

## EDUCATION CODE

200-262.3 Educational Equity

48985 Languages other than English

49060-49079 Student records

49490-49590 Child nutrition program

52300-52499.6 Vocational education

52800-52870 School-based coordinated programs

54000-54041 Economic Impact Aid programs

56000-56885 Special education programs

64000-64001 Consolidated application process

## CODE OF REGULATIONS, TITLE 5

3080 Application of section

4600-4671 Uniform complaint procedures

4900-4965 Nondiscrimination in elementary and secondary education programs

## PENAL CODE

422.6 Interference with constitutional right or privilege

UNITED STATES CODE, TITLE 20

6301-6577 Title I Basic Programs

6601-6777 Title II Preparing and Recruiting High Quality Teachers and Principals

6801-6871 Title III, Language instruction for limited English proficient and immigrant students

7101-7184 Safe and Drug-Free Schools and Communities Act, including

7114 Local educational program, safety plans

7201-7283g Title V Promoting Informed Parental Choice and Innovative Programs

7301-7372 Title VI Rural and Low-Income School Programs

Policy

HUMBOLDT COUNTY PACIFIC VIEW CHARTER SCHOOL

Adopted: December 11, 2009 Eureka, California

Revised: