

MITCH Charter School

Code: KL
Adopted: 7/20/23

Public Complaints**

An individual or organization may petition the public charter school with complaints that the public charter school is violating or has violated provisions of restraint or seclusion in Oregon Revised Statute (ORS) 339.285 - 339.303 or Oregon Administrative Rule (OAR) 581-021-0550 - 581-021-0570 (Restraint or Seclusion).

A parent or guardian of a student attending the public charter school, a staff member, a student or patron of the public charter school may petition the public charter school with a complaint in the following areas:

1. Retaliation against a student who in good faith reported information that the student believes is evidence of a violation of state and federal law, rule or regulation;
2. Instruction;
3. Discipline;
4. Learning materials;
5. Compliance with applicable Division 22 Standards and academic content standards.

A complainant will be referred through the proper administrative process for resolution of a complaint before investigation or action by the Board. An exception will be a complaint against the executive director, a Board member, or one that involves Board actions or Board operations.

The complaint procedure KL-AR - Public Complaint Procedure is available at the public charter school's administrative office and on the home page of the public charter school's website.

Any complaint about public charter school personnel other than the executive director will be investigated by the administration before consideration and action by the Board. The Board will not hear charges against employees unless the employee has been given at least 24 hours' notice and the option to request an open session.

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

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 to the Board vice chair on behalf of the Board (See KL-AR – Public Complaint Procedure).

The executive director will administer the complaint process, as appropriate.

If the complaint alleges discrimination pursuant to ORS 659.850, OAR 581-021-0045, OAR 581-021-0046, or OAR 581-021-0047 (Discrimination) the complainant is encouraged to utilize the complaint process in AC-AR - Discrimination Complaint Procedure.

END OF POLICY

Legal Reference(s):

[ORS 192.660](#)
[ORS 338.115](#)

[ORS 339.303](#)
[ORS 659.852](#)

[OAR 581-021-0570](#)

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

Cross Reference(s):

AC - Nondiscrimination
ACB - Every Student Belongs