

SECTION 504 FORMAL GRIEVANCE PROCEDURE

The Tangipahoa Parish School Board has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the Office of Civil Rights regulations implementing Section 504 of the Rehabilitation Act of 1973, as amended ([29 USC 794.](#)) Section 504 states, in part, that "no otherwise qualified disabled individual ... shall, solely by reason of his disability, be excluded from the participation, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance..."

Complaints shall be addressed to:

**Section 504 Coordinator
Tangipahoa Parish School System
59656 Puleston Road
Amite, LA 70422
1-985-748-2477**

The Section 504 Coordinator has been designated to coordinate Section 504 compliance efforts.

1. A complaint shall be filed in writing, containing the name, address and telephone number of the person filing it as well as that person's relationship with the School Board (i.e., employer, parent, student, etc.), and briefly describing the alleged violation of the regulations. If the person filing is different from the complainant, the name of the individual who is the subject of the alleged Section 504 violation shall be given, the person's address and telephone number, and the identification of the school the individual is associated with shall be part of the descriptive narrative.
2. A complaint must be filed within thirty (30) calendar days after the complainant, or the individual formally filing said complaint, becomes aware of the alleged violation, otherwise the complainant waives his/her right of action. The only exception would be if mitigating circumstances exist such as, lack of knowledge, fraud, or duress, in which case an equitable amount of time shall be allowed on a case by case basis.
3. An investigation, as may be appropriate, shall follow a filing of complaint. The investigation shall be conducted by the Section 504 Coordinator. These rules contemplate informal but thorough investigations, affording all interested persons and their representatives, if any, an opportunity to submit written evidence relevant to complaint. All written evidence, whenever received, shall be stamped as of the date received and shall be made available to all parties to the complaint.

Under the Office of Civil Rights regulations, the Tangipahoa Parish School Board need not process complaints from applicants for employment or from applicants for admission to post-secondary educational institutions.

4. A written determination as to the validity of the complaint and a description of the resolution, if any, shall be issued by the Section 504 Coordinator and a copy forwarded to the complainant no later than fifteen (15) working days after its filing.

5. The Section 504 Coordinator shall maintain the files and records of the Tangipahoa Parish School Board relating to the complaints filed.
6. The complainant can request a reconsideration of the case in instances where he or she is dissatisfied with the resolution. The request for reconsideration shall be made within fifteen (15) working days to:

Assistant Superintendent
Tangipahoa Parish School System
59656 Puleston Road
Amite, LA 70422
1-985-748-2502

The Assistant Superintendent shall render a written decision within fifteen (15) working days of the receipt of the complete file. The STANDARD OF REVIEW for the appeal shall be that of arbitrary and capricious, that is, the review officer shall not take new evidence, but shall judge the initial hearing officer's decision only as to whether or not he/she had a valid objective reason for his/her decision and that his/her decision was fairly arrived at considering all equal protection ramifications.

7. The right of a person to a prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the responsible federal department or agency. Using this grievance procedure is not a prerequisite to the pursuit of other remedies.
8. These rules shall be construed to protect the substantive rights of interested persons, meet appropriate due process standards and assure that the Tangipahoa Parish School Board complies with Section 504 and its implementing regulations.

Ref: [29 USC 794](#) (*Nondiscrimination under Federal Grants and Programs*)

La. Rev. Stat. Ann. §§[17:1941](#), [17:1942](#), [17:1943](#), [17:1944](#), [17:1945](#), [17:1946](#), [17:1947](#)

Board minutes, 11-17-92

Tangipahoa Parish School Board