



Code: KL
Adopted: 8/19/10
Readopted: 2/21/13; 8/22/19; 6/25/20

Public Complaints**

A parent of a student attending a school in the district, or any person who resides in the district may petition the district with a complaint.

A complaint is a concern, problem or difficulty related to district educational process, services, personnel and/or operational actions and/or decisions. A complainant may only bring an individual complaint forward regarding their own situation or, as appropriate, on behalf of their own student. Complaints cannot be filed on behalf of someone else's circumstances or on behalf of a group.

The complainant must follow the complaint procedure as outlined in administrative regulation KL-AR (1) – Public Complaint Procedure. This procedure is available at the district's administrative office and on the home page of the district website. The superintendent may not modify or change the 3- step complaint procedure without Board approval.

All complaints must be received by the district on the later date of (1) within two years of the alleged violation or the complainant's discovery of the alleged violation; or (2) one year after the affected student has graduated from, moved away from, or otherwise left the district.

An individual properly presenting a concern or complaint shall be assured the opportunity for an orderly and timely review of the concern or complaint without reprisal.

Complaints will be handled and resolved as close to their origin as possible.

Any complaint regarding athletics (except for Title IX complaints), will follow procedure set forth in KL-AR(1) Section 1.1(f).

While speakers may offer objective criticism of 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 regarding the matter. The Board chair will direct the visitor to the appropriate means for Board consideration and disposition of legitimate complaints involving individuals.

As used in this policy, the term parent includes legal guardian or person in a parental relationship. The status and duties of a legal guardian are defined in ORS 125.005 (4) and 125.300 - 125.325. The determination of whether an individual is acting in a parental relationship, for purposes of determining residency, depends on the evaluation of the factors listed in ORS 419B.373. The determination for other purposes depends on evaluation of those factors and a power of attorney executed pursuant to ORS 109.056. For special education students, parent also includes a surrogate parent, an adult student to whom rights have transferred and foster parent as defined in OAR 581-015-2000.

END OF POLICY

Legal Reference(s):

[ORS 192.660](#)

[ORS 332.107](#)

[ORS 659.852](#)

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

[OAR 581-022-2370](#)

Anderson v. Central Point Sch. Dist., 746 F.2d 505 (9th Cir. 1984).

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