

ALLEGHENY-CLARION VALLEY SCHOOL DISTRICT

Box 100 Foxburg, Pennsylvania 16036

Phone: (724) 659-5820 • Fax: (724) 659-2963

Dr. David McDeavitt, Superintendent
Mrs. Tammy Thompson, Board Secretary

Ms. Andrea Stewart, Business Manager
Ms. Stacey Redding, Foodservice Manager, Ext. 2144

ELEMENTARY SCHOOL

Box 347 Foxburg, Pennsylvania 16036

P: (724) 659-3555 F: (724) 659-2963

Mrs. Lori Sherman, Principal/Transportation Director



JR/SR HIGH SCHOOL

Box 345 Foxburg, Pennsylvania 16036

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Dr. William Jordan, Principal

Allegheny-Clarion Valley School District

Title I COMPLAINT PROCEDURES

Introduction

The Elementary and Secondary Education Act of 1965 (ESEA), as amended by the Every Student Succeeds Act (ESSA) requires State Educational Agencies (SEAs) to adopt written procedures for "receiving and resolving any complaint alleging violations of the law in administration of programs." In accordance with this legislative requirement, the Pennsylvania Department of Education (PDE) Division of Federal Programs as adopted the following procedures after presenting them to the Committee of Practitioners.

COMPLAINT PROCEDURES

Introduction

The Elementary and Secondary Education Act of 1965 (ESEA), as amended by the Every Student Succeeds Act (ESSA) requires State Educational Agencies (SEAs) to adopt written procedures for "receiving and resolving any complaint alleging violations of the law in administration of programs." In accordance with this legislative requirement, the Pennsylvania Department of Education (PDE) Division of Federal Programs as adopted the following procedures.

Definitions

A "complaint" is a written, signed statement filed by an individual or an organization. It must include:

- a. A statement that PDE or a local educational agency (LEA) has violated a requirement of federal statute or regulations which apply to programs under the ESEA, as amended by the ESSA.
- b. The facts on which the statement is based.
- c. Information on any discussions, meetings or correspondence with PDE or the LEA regarding the complaint.

Complaint Resolution Procedures

1) *Referral* – complaints against LEAs or appeals from LEA decisions regarding complaints will be referred to the Regional Coordinator for the LEA against which the complaint has been filed.

2) *Notice of LEA* – the Regional Coordinator (RC) will notify the LEA's superintendent or chief administrative officer that a complaint or appeal has been received, will provide a copy, and will direct the LEA to respond.

For complaints addressing questions and concerns from private school officials and LEAs regarding the provision of equitable services under Titles I are too filed as required under ESSA (ESEA sections 1117(b) and 8501 (b)(1)).

3) *Investigation* – after receiving the LEA's response, the Regional Coordinator will determine whether further investigation is necessary. If necessary, the Regional Coordinator/Ombudsman may carry out an independent investigation.

4) *Opportunity to Present Evidence* – the Regional Coordinator may, in his or her discretion, provide for the complainant, the complainant's representative, or both, and the LEA to present evidence. Such presentation may include the opportunity for each side to question parties to the dispute and any of their witnesses.

5) *Report and recommended Resolution* – once the Regional Coordinator has finished any investigation and taking of evidence, he or she will prepare a final report with a recommendation for resolving the complaint or appeal. The final report will give the name of the party bringing the complaint or appeal, the nature of the complaint or appeal, a summary of the investigation, the recommended resolution, and the reasons for the recommendation. The regional Coordinator will issue the report to all parties to the complaint or appeal. The recommended resolution will become effective upon issuance of the final report.

6) *Follow-up* – the Regional Coordinator will insure that the resolution of the complaint or appeal is implemented.

7) *Time Limit* – the period between PDE's receipt of a complaint or appeal and its resolution shall not exceed forty-five (45) calendar days.

8) *Extension of Time Limit* – the Chief of the Division of Federal Programs may extend the 45 day time limit if exceptional circumstances exist with respect to a particular complaint or appeal.

9) *Right to Appeal* – either party may appeal the final resolution to the United States Secretary of Education.

Procedures for Resolving

1) *Referral* – complaints against PDE will be referred to the Chief of the Division of Federal Programs and complaints against A-C Valley SD will be referred to the Title I Coordinator, Carrie Longo 724-659-3555 (carrie.longo@acvsd.org).

2) *Acknowledgment* – the Division Chief and Title I Coordinator will acknowledge receipt of the complaint in writing.

3) *Investigation* – the Division Chief or Superintendent/Federal Programs Coordinator will investigate the complaint.

4) *Opportunity to Present Evidence* – the Division Chief or Superintendent/Federal Programs Coordinator may provide for the complainant and/or the complainant’s representative to present evidence. Such a presentation may include the opportunity for each side to question parties to the dispute and any of their witnesses.

5) *Report and Recommended Resolution* – once the Division Chief or Superintendent/Federal Programs Coordinator has finished any investigation and taking of evidence, he or she will prepare a final report with a recommendation for resolving the complaint. The final report will give the name of the party bringing the complaint, the nature of the complaint, a summary of the investigation, the recommended resolution, and the reasons for the recommendation. The Division Chief will issue the report to the complainant and the complainant’s representative, if any.

6) *Appeal to Secretary of Education* – in appropriate cases, the complainant may appeal from the recommended resolution to the Secretary of Education of the commonwealth. In all other cases, the recommended resolution will become effective upon issuance of the final report.

7) *Follow-up* – the Division Chief or Superintendent/Federal Programs Coordinator will insure that the resolution of the complaint is implemented.

8) *Time Limit* – the period between PDE’s receipt of a complaint and its resolution shall not exceed forty-five (45) days.

9) *Extension of Time Limit* – the Division Chief or Superintendent/Federal Programs Coordinator may extend the time limit if exceptional circumstances exist with respect to a particular complaint.

10) *Right to Appeal* – if the PED's resolution is not satisfactory; either party may appeal the final resolution to the United States Secretary of Education.

Filing a Complaint

Complaints should be addressed as follows:

Susan McCrone Chief Division of Federal Programs
Pennsylvania Department of Education
333 Market Street
Harrisburg, PA 17126-0333

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Allegheny-Clarion Valley School District Complaint Form

Title I Complaint Form

Name: _____

Address: _____

Phone #: _____

School: _____

How has the school violated a requirement of federal statute or regulation that applies to Title I:

What are the facts that this statement is based upon:

Provide a detailed response to any discussions, meetings or correspondence that you had with the A-CV school district regarding the complaint:

Adopted by A-C Valley School Board: May 16, 2022