

NONDISCRIMINATION ON BASIS OF SEX, RACE, COLOR, RELIGIOUS BACKGROUND, NATIONAL ORIGIN OR ANCESTRY, ETHNIC GROUP IDENTIFICATION, MARITAL OR PARENTAL STATUS, GENDER, AGE, PHYSICAL OR MENTAL DISABILITY, GENDER PREFERENCE, SEXUAL ORIENTATION OR THE PERCEPTION OF ONE OR MORE SUCH CHARACTERISTICS, OR ECONOMIC STATUS: Complaint Process (Educational Programs or Activities)

A. Definition

1. A "complaint" is a formal charge alleging action by the District in violation of Title IX or the implementing regulations.
2. "Compliance Officer" means the Assistant Superintendent, Education and Assessment Services, who has been designated as the official responsible for Title IX student, educational programs, and activities compliance.
3. "Days" means school attendance days for complaints filed by students.
4. "District" means the Fullerton Joint Union High School District.
5. "Student" means a person enrolled in one of the schools operated by the District.
6. "Superintendent" means the superintendent of schools or designee.

B. Student or Community Complaint Procedure (by a student or an adult on behalf of a student)

The primary purpose of this procedure is to secure, at the earliest level possible, equitable solution to a complaint.

1. Step 1, Teacher:
 - a. Student will present a complaint orally and informally to the teacher.
 - b. If complaint is not resolved informally, the student will then present a formal complaint, with supporting evidence, to the teacher in writing, stating section of regulations being violated.
 - c. Teacher will respond in writing within five (5) days, stating the decision.
2. Step 2, Principal:
 - a. Within five (5) days after the Step 1 decision, a student may appeal the decision to the principal in writing. The principal will then investigate the complaint and render a decision within ten (10) days after receiving the appeal.

Fullerton Joint Union High School District
AR 0415.11 (b)

3. Step 3, Compliance Officer:

- a. If the student is not satisfied with the decision at Step 2, an appeal in writing with all supportive evidence may be filed with the Title IX Compliance Officer.
- b. The Title IX Compliance Officer will examine and investigate and render a decision within ten (10) days after receiving the appeal.

4. Step 4, Superintendent:

- a. If the student feels it is necessary to appeal the complaint beyond the decision at Step 3, an appeal may be filed with all supportive evidence to the Superintendent within ten (10) days after Step 3.
- b. The Superintendent will evaluate the evidence and render a decision within ten (10) days after receiving the appeal.

5. Step 5, Board of Trustees:

- a. If the student feels it is necessary to carry the complaint beyond the decision reached at Step 4, an appeal may be made within ten (10) days of the Step 4 decision to the Board of Trustees.
- b. Upon Receipt of the complaint, the Board may place the item on the agenda for the next Board meeting for consideration, and a decision will be rendered within twenty (20) days of the Board meeting.

Student may appear with a representative, if desired, at all steps except Step 1.

NOTE:

A. Failure to Observe Time Limits

In the event the complainant fails to exhaust all remedies under the complaint procedure provided herewith or to abide by the time limits with respect to each step, the complaint shall be presumed to be abandoned and the matter shall be considered settled in accordance with the District's last answer thereto. In the event the District fails to give its answer at any step within the time limits prescribed, the complainant shall have the right to proceed immediately to the next step. Any time limit may be extended by written mutual agreement of the complainant and the District.

B. Effect of Settlement

Any settlement of a complaint shall be applicable to the complaint only and shall not be binding authority for the disposition of any other complaint. Any complaint initiated under

this procedure shall be brought by and for the student alleging action in violation of Title IX and the implementing District regulations affecting the student initiating the complaint.