



## **Richmond County School System**

864 Broad Street, Augusta, GA 30901

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### **COMPLAINT PROCEDURES UNDER THE ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965 (ESEA)**

**Section 9304 – General Applicability of State Educational Agency Assurances**

**Section 9503 – Complaint Process for Participation of Private School Children**

#### **A. Grounds for a Complaint**

Any employee individual, organization or agency (“complainant”) may file a complaint with the Richmond County School System if that individual, organization or agency believes and alleges that violation of a Federal statute or regulation that applies to a program under the No Child Left Behind Act has occurred. The complaint must allege a violation that occurred not more than one (1) year prior to the date that the complaint is received, unless a longer period is reasonable because the violation is considered systemic or ongoing.

#### **B. Federal Programs for Which Complaints Can Be Filed**

A complaint may be filled regarding any alleged incident of fraud, waste, mismanagement and misuse of funds designated for any program operated by the Richmond County School System, including, but not limited to, the following programs operated or supported by Federal or State funds:

1. Title I, Part A: Improving Basic Programs Operated by Local Educational Agencies
2. Title I, Part D: Prevention and Intervention Programs for Children and Youth Who Are Neglected, Delinquent, or At-Risk
3. Title II, Part A: Teacher and Principal Training and Recruiting Fund
4. Title II, Part D: Enhancing Education through Technology
5. Title III, Part A: English Language Acquisition, Language Enhancement, and Academic Achievement
6. Title IV, Part B: 21st Century Community Learning Centers
7. Title IX, Part E, Subpart 1, Section 9503: Complaint Process for Participation of Private School Children
8. Title X, Part C – McKinney-Vento Homeless Assistance Act

#### **C. Filing a Complaint**

A formal complaint must be made in writing to the Richmond County School superintendent or his/her designee.

The complaint must include the following:

1. A statement that the LEA has violated a requirement of a Federal statute or regulation that applies to an applicable program;

2. The date on which the violation occurred;
3. The facts on which the statement is based and the specific requirement allegedly violated (include citation to the Federal statute or regulation);
4. A list of the names and telephone numbers of individuals who can provide additional information;
5. Copies of all applicable documents supporting the complainant's position; and
6. The address of the complainant.
7. If the complaint involves a homeless child, as defined in the [McKinney-Vento Homeless Assistance Act](#), the complaint must include available contact information for the child—instead of the address of the child's residence—and the name of the school the child is attending. [§300.508(b)]

#### **D. Investigation of Complaint**

Within ten (10) days of receipt of the complaint, the Superintendent or his/ her designee will issue a Letter of Acknowledgement to the complainant that contains the following information:

1. The date the Department received the complaint;
2. How the complainant may provide additional information;
3. A statement of the ways in which the Department may investigate or address the complaint; and
4. Any other pertinent information.

If additional information or an investigation is necessary, the Superintendent 60) days from receipt of the information or completion of the investigation to issue a Letter of Findings. If the Letter of Findings indicates that a violation has been found, corrective action will be required and timelines for completion will be included. Either the 30-day or the 60- day timelines outlined above may be extended, if exceptional circumstances exist. The Letter of Findings will be sent directly to the complainant.

#### **E. Right of Appeal**

If the complaint cannot be resolved at the local level, the complainant has the right to request review of the decision by the Georgia Department of Education. The appeal must ne accompanied by a copy of the Superintendent's decision and include a complete statement of the reasons supporting the appeal.

The complaint must be addressed to:

Georgia Department of Education  
Office of Legal Services  
205 Jesse Hill Jr. Drive SE  
2052 Twin Tower East  
Atlanta, GA 30334

## Richmond County School System

Name of (Complainant):
Mailing Address:
Phone Number (home):
Phone Number (work):
Person/department complaint is being filed against:
Date on which violation occurred:
Statement that the Richmond County School system has violated a requirement of a Federal statute or regulation that applies to an applicable program (include citation to the Federal statute or regulation) (attach additional sheets if necessary):
The facts on which the statement is based and the specific requirement allegedly violated (attach additional sheets if necessary):
List the names and telephone numbers of individuals who can provide additional information.
Please enclose copies of all applicable documents supporting your position.
Signature of complainant: <span style="float: right;">Date:</span>
Mail or deliver this form to: Richmond County School Superintendent 864 Broad Street Augusta, GA, 30901
Date Received:
Date of Response to Claimant: