



# CARDINAL McCLOSKEY

## COMMUNITY CHARTER SCHOOL

### Complaints/Grievances Policy

[Proceso de Quejas para las Escuelas Charter en Español](#). (ver archivo adjunto)

#### **Resolving Complaints “Informally”**

Often, issues or complaints can be resolved informally between the complainant and the charter school, and do not need to involve the formal complaint process described below. Where appropriate, the complainant may wish to use this more informal approach, which may result in a more timely resolution of the issue and which is also suited to dealing with issues that do not involve a violation of the charter or law. Even issues involving a violation of the law or charter may be able to resolved informally and the complainant may wish to use this avenue before making a formal complaint (though the School cannot require the complainant to do so and using any informal route the School may have does not prevent the complainant from using the formal complaint process later). In the case of schools for which the Board of Regents is the Charter Entity/Authorizer, the Charter Schools Office would be happy to work with the complainant in trying to resolve the complaint informally. In the case of schools authorized by other Charter Entities, the complainant should contact the appropriate Charter Entity for assistance in resolving the complaint informally.

#### **Formal Complaint Process**

Section 2855 (4) of the [NYS Charter Schools Act](#) provides a formal complaint process for use by individuals (including parents) or groups who believe that a charter school has violated a term of its charter, a provision of the NYS Charter Schools Act, or any other provision of law relating to the management or operation of the charter school. **That process requires that the complaint be brought first to the School’s board of trustees** (or its designee as described in the School’s complaint/grievance policy). The charter school is required to provide the complainant with a copy of its complaint/grievance policy upon request.

If, after making a complaint to the School’s board of trustees, the complainant believes that the board of trustees has not adequately addressed his/her complaint, or if, after a reasonable period of time, the board of trustees or its designee does not respond to the complaint in writing - or does not respond within the time that the School provides in its formal complaint/grievance policy – the complainant then has the right to bring his/her complaint to the entity that authorized the charter school (the “Charter Entity” or “Authorizer”), which will be one of the following entities: the NYS Board of Regents, the Trustees of the State University of New York (SUNY), or the Chancellor of the NYC Department of Education. (Please refer to the Charter Schools Directory located on this web site at:

<http://www.p12.nysed.gov/psc/csdirectory/CSLaunchPage.html> to identify the Charter Entity/Authorizer

for each school.) Charter Entities/Authorizers have their own guidelines for filing complaints and the complainant should check their web sites (below) or contact them directly for information about their complaint processes:

**Trustees of the State University of New York (SUNY):**

<http://www.newyorkcharters.org/contact/>

**1Chancellor of the NYCDOE:**

<http://schools.nyc.gov/Offices/FACE/KeyDocuments/Parent+Complaint+Procedures.htm>

If, after first following the complaint process with the School and the School's Charter Entity/Authorizer, the complainant believes that the Charter Entity/Authorizer has not adequately addressed his/her complaint, the complainant may then bring his/her complaint to the NYS Board of Regents following the process described below. **Please note that, in the case of schools that are not authorized by the NYS Board of Regents, the law requires that the complainant bring his/her complaint to the School's board of trustees and then to the Charter Entity/Authorizer before bringing it to the Board of Regents.**

In the case of schools that are authorized by the Board of Regents, the complainant must first bring his/her complaint to the School's board of trustees and then to the Regents as the Charter Entity following the process described below.

**Bringing a Complaint to the Board of Regents**

The Board of Regents has delegated the authority to the Commissioner of Education to handle complaints brought to the Regents concerning charter schools. All complaints brought to the Board of Regents/Commissioner concerning charter schools **must be submitted in writing** to the State Education Department's Charter School Office, either via mail at: Charter School Office, NYS Education Department, 89 Washington Avenue, Albany, NY 12234, or via email to: [charterschools@nysed.gov](mailto:charterschools@nysed.gov). The subject line of the email should read: Complaint: 2Cardinal McCloskey Community Charter School. The contents of the letter/email should include:

- A detailed statement of the complaint including the provision of the School's charter or law that the complainant alleges has been violated.
- What, if any, response the complainant received from the School's board of trustees (and the School's Charter Entity in the case of schools not authorized by the Board of Regents).
- Copies of all relevant correspondence between the complainant and the School and the complainant and the Charter Entity if applicable. (The complainant should maintain copies of all correspondence and materials for his/her own files.)
- What specific action or relief the complainant is seeking.**
- Contact information for the complainant – name, address, email address, telephone number.

**Investigation of a Complaint brought to the Board of Regents**

The Charter School Office, on behalf of the Commissioner and the Board of Regents, will conduct any investigation that it determines necessary and appropriate regarding complaints that have been appropriately filed concerning charter schools. This investigation may include contacting the School

and the relevant Charter Entity concerning the complaint, providing a copy of the complaint to the School and the Charter Entity, and requesting additional information or materials from the complainant and/or the School.

Upon completion of the investigation of a complaint brought to the Board of Regents, a decision will be issued by the Commissioner, which may include a remedial order as appropriate. A copy of the Commissioner's decision will be provided to the complainant, the School and the Charter Entity as applicable.

ADOPTED: 4/15/19