

STAFF PERSONNEL

Series 500

Policy Title . . . HARASSMENT

Code No. 512

The District shall not discriminate in handling harassment issues based on age, disability, race, color, national origin, ancestry, creed, religion, sex, pregnancy, marital status, sexual orientation, arrest record, conviction record, genetic testing, membership in the national guard, state defense force or any other reserve component of the military forces, use or non-use of lawful products off the District's premises during non-working hours, and declining to attend a meeting or participate in any communication about religious or political matters. State and federal law further define the actions that do, or do not constitute unlawful discrimination, harassment or retaliation with respect to the various protected classes.

Harassment including sexual harassment will not be tolerated in the school district by the School Board in matters over which it has jurisdiction. Harassment/sexual harassment by or of staff is prohibited. Persons found in violation of this policy will be subject to discipline, including, but not limited to verbal or written warning, reprimand, probation, suspension, termination or other sanction as determined appropriate by the Board.

Harassment shall include, but not be limited to, unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when: Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's work standing or opportunity to participate in job related activities. Submission to or rejection of such conduct by an individual is used as a basis for decisions affecting such individual's position or job standing. Such conduct has the purpose or effect of unreasonably interfering with an individual's performance or creating an intimidating, hostile, or offensive work environment.

Anyone who believes they have suffered harassment/sexual harassment shall report such matters to the principal or his/her designee, who shall be the complaint officer for complaints at the school level. However, claims regarding sexual harassment may also be reported to the assistant superintendent, who shall be the alternate complaint officer for such complaints for all schools.

All complaints of harassment will be promptly and thoroughly investigated, and violations of the policy will be treated as serious disciplinary infractions.

All complaints of sexual harassment will be confidential; and only those persons necessary for the investigation and resolution of the complaint will be given information about it.

If complaints are not handled in a manner satisfactory to the complainant, the discrimination complaint procedure provides steps for appeal.

The Superintendent shall promulgate guidelines which implement the provisions of this policy concerning the reporting, investigation and resolution of complaints of sexual harassment. This policy is being implemented pursuant to the terms of state and federal law. It applies equally to all employees.

Date of Adoption:

April, 2008

Reviewed/Revised:

July 14, 2008

August 12, 2013

Legal Reference: Code of WI 118.13

Federal regulations Title VII, employees

STAFF PERSONNEL

Series 500

ADMINISTRATIVE REGULATIONS HARASSMENT COMPLAINT PROCEDURE FOR STAFF Code No. R-512.1

The Building Principal or his/her designee is designated by the Superintendent as the Complaint Officer at each school, and is responsible for coordinating federal regulations, state law and district policy concerning harassment. Complaints may also be filed with the Assistant Superintendent, who shall be the alternate Complaint Officer. Any staff member, who believes he or she has been the victim of harassment by any student, teacher, employee of the District, or any third person, shall report the alleged acts immediately to the Complaint Officer. The District encourages the use of the report form available from the Complaint Officer but use of formal reporting forms is not mandatory.

Submission of a complaint or a report of sexual harassment will not affect the employee's job opportunities, evaluation, or recommendations.

The District will respect the confidentiality of the complainant and the individual(s) against whom the complaint is filed as much as possible, consistent with the School District's legal obligations, and the necessity to investigate allegations of harassment and take disciplinary action when the conduct has occurred.

The following steps should be taken in the course of handling any complaint about harassment.

- Step I Any complaint shall be presented in writing or orally to the complaint officer. If the complaint is submitted in writing, it should include the specific nature of the harassment and corresponding dates, and also include the name, address and the phone number of the complainant. The complaint must be reduced to a written complaint before a formal investigation will be initiated.
- Step II The Complaint Officer shall thoroughly investigate the complaint, notify the person who has been accused of harassment, permit a response to the allegation and arrange a meeting to discuss the complaint with all concerned parties within ten (10) working days after receipt of the written complaint.
- The results of the investigation may result in disciplinary action against the responsible party including verbal or written warning, suspension, termination or referral to police or Social Services. The complainant will be advised of any action taken as a result of the complaint.
- Step III If the complainant is not satisfied with the action taken, a written complaint may be filed with the Superintendent within ten (10) working days after receipt of the Step II answer. The Superintendent will investigate and within fifteen (15) working days provide a written response to the complainant.

Step IV If the complainant is not satisfied with the answer, a complaint may be filed with the Board within ten (10) working days after receipt of the Step III answer. The Board will, within thirty (30) days, hold a private conference at which the complainant will be given an opportunity to present the complaint. The Board will give a written answer to the complaint within ten (10) working days following completion of the conference.

These procedures do not deny the right of any individual to pursue other avenue of recourse, which may include filing charges with the Wisconsin Equal Rights Division of the State Superintendent of Public Schools, initiating civil action or seeking redress under state criminal statutes and/or federal law.

Any District action taken pursuant to the policy will be consistent with the requirements of the Wisconsin Statutes and District policies.

Complaint Officer/Assistant Superintendent, Burlington Area School District, 100 North Kane Street, Burlington, WI 53105

Date of Adoption:
April, 2008
Reviewed/Revised:
July 14, 2008
August 12, 2013

Legal Reference: Code of WI
Section 118.13
Federal Regulations Title VII, employees



BURLINGTON AREA SCHOOL DISTRICT

HARASSMENT REPORT FORM

General Statement of Policy Prohibiting Harassment

The Burlington Area School District maintains a firm policy prohibiting all forms of discrimination. Harassment against employees is discrimination. All persons are to be treated with respect and dignity. Sexual advances or other forms of harassment by any person, male or female, which create an intimidating, hostile or offensive environment, will not be tolerated under any circumstances.

Complainant _____
 Home address _____
 Home phone _____
 School _____
 Work phone _____
 Date of Alleged Incident(s) _____
 Name of person you believe harassed you _____
 List of witnesses that were present _____
 Where did the incident(s) occur? _____

Describe the incident(s) as clearly as possible, including such things as: what force, if any, was used; any verbal statements (i.e. threats, requests, demands, etc.) what, if any, physical contact was involved; what did you do to avoid the situation, etc. (Attach additional pages if necessary.)

This complaint is filed based on my honest belief that _____ has harassed me.

I hereby certify that the information I have provided in this complaint is true, correct and complete to the best of my knowledge and belief.

 Complainant Signature
 Received by _____

 Date
 Date _____