

UPSHUR COUNTY, TEXAS

Grievance Procedure under The Americans with Disabilities Act

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act of 1990. It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by the County. The County Personnel Policy governs employment-related complaints of disability discrimination.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews or a tape recording of the complaint, will be made available for persons with disabilities upon request.

The complaint should be submitted by the grievant and/or his/her designee as soon as possible but no later than 60 calendar days after the alleged violation to:

Judge Dean Fowler, Third Floor Upshur County Courthouse, 100 W Tyler, Gilmer, TX 75644 or P. O. Box 790, Gilmer, TX 75644 or by phone at (903) 843 4003.

Within 15 calendar days after receipt of the complaint, Judge Dean Fowler or his designee will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, Judge Dean Fowler or his designee will respond in writing, and where appropriate, in format accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of the County and offer options for substantive resolution of the complaint.

If the response by Judge Dean Fowler or his designee does not satisfactorily resolve the issue, the complainant and/or his/her designee may appeal the decision within 15 calendar days after receipt of the response to the Upshur County Commissioners Court by requesting to be placed on the Court's next agenda.

Within 15 calendar days after receipt of the appeal, the Upshur County Commissioners Court designee will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the Upshur County Commissioners Court will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

All written complaints received by Judge Dean Fowler or his designee, appeals to the Upshur County Commissioners Court and responses from these two offices will be retained by the County for at least three years.