



**Department of
Education**

*About
Equal Employment
Opportunity
(EEO):*

KNOW YOUR RIGHTS

CARMEN FARINA
CHANCELLOR

ODELIA LEVY, ESQ.
EXECUTIVE DIRECTOR

**OFFICE OF EQUAL OPPORTUNITY
& DIVERSITY MANAGEMENT
(OEO)**

65 COURT STREET, SUITE 1102
BROOKLYN, NY 11201
(718) 935-3320

TOLL FREE 1-(877) ED CIVIL (332-4845)
FAX (718) 935-3775

<http://schools.nyc.gov/oeco>

OEO Color Know Your Rights Booklet—3/24/2014 3:00 PM

It is the policy of the Department of Education of the City of New York to provide equal employment opportunities without regard to actual or perceived **race, color, religion, creed, ethnicity, national origin, alienage, citizenship status, age, marital status, partnership status, disability, sexual orientation, gender (sex), military status, unemployment status, prior record of arrest or conviction (except as permitted by law) predisposing genetic characteristics, or status as a victim of domestic violence, sexual offenses and stalking, and to maintain an environment free of harassment on any of the above-noted grounds, including sexual harassment or retaliation.**

It is the policy of the New York City Department of Education to provide equal educational opportunities without regard to actual or perceived **race, color, religion, creed, ethnicity, national origin, alienage, citizenship status, disability, sexual orientation, gender (sex) or weight and to maintain an environment free of harassment on the basis of any of these grounds, including sexual harassment or retaliation.**

This policy is in accordance with Title VI and Title VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Age Discrimination Employment Act of 1967, Section 503 and Section 504 of the Rehabilitation Act of 1973, Fair Labor Standards Amendments of 1974, Immigration Reform and Control Act of 1986, The Americans with Disabilities Act of 1990, Civil Rights Act of 1991, New York State and City Human Rights Laws and Provisions of Anti-Discrimination in Collective Bargaining Agreements of the Department of Education of the City of New York.

About EEO: Know Your Rights

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EEO stands for Equal Employment Opportunity. Equal Employment Opportunity exists when decisions, practices and procedures relating to the workplace are made in a way that gives everyone a chance to succeed. This means that all decisions and practices relating to the hiring process and work-related activities must be made free of illegal discrimination. This booklet is intended to help you understand the New York City Department of Education's (DOE) Non-Discrimination Policy and to provide information on how you can address EEO issues in the workplace.

NYC Department of Education Non-Discrimination Policy

It is the policy of the NYC Department of Education to provide educational and employment opportunities without regard to actual or perceived race, color, religion, creed, ethnicity, national origin, alienage, citizenship status, age, marital status, partnership status, disability, sexual orientation, gender (sex), military status, unemployment status, prior record of arrest or conviction (except as permitted by law) predisposing genetic characteristics, or status as a victim of domestic violence, sexual offenses and stalking, and to maintain an environment free of harassment on any of the above-noted grounds, including sexual harassment or retaliation.

It is the policy of the New York City Department of Education to provide equal educational opportunities without regard to actual or perceived race, color, religion, creed, ethnicity, national origin, alienage, citizenship status, disability, sexual orientation, gender (sex) or weight and to maintain an environment free of harassment on the basis of any of these grounds, including sexual harassment or retaliation.

Notes:

The EEO Complaint Process

What can I do about discrimination?

The DOE's Chancellor Regulation A-830 contains procedures for reporting and addressing issues of unlawful discrimination and harassment. You should follow these procedures whenever you believe you have an EEO complaint or are aware of a problem involving discrimination or harassment. You are also urged to contact OEO if you believe that discrimination or harassment is occurring. You also have the right to file a complaint with an external enforcement agency.

Who can I complain about?

The DOE's Non-Discrimination Policy applies to all DOE employees. You can also make an EEO complaint about the discriminatory conduct of a person you come in contact with while performing your duties who is not an employee of the agency, such as a consultant or vendor.

What about retaliation?

It is a violation of the DOE's Non-Discrimination Policy to retaliate against or harass any person for filing an EEO complaint, opposing discrimination in the workplace, or cooperating in an EEO investigation. You may not be retaliated against for seeking a reasonable accommodation. You should report any retaliatory behavior to OEO.

Can I file a complaint without giving my name?

Yes, but if you do not reveal your identity, it may be difficult to investigate your complaint.

How can I file a complaint?

You can meet personally with a representative from OEO. You can also file a complaint by calling (718) 935-3320, filing online at <http://schools.nyc.gov/Apps/Forms/OEO/ComplaintForm.aspx> or sending the A-830 complaint form to: Office of Equal Opportunity & Diversity Management, 65 Court Street, Room 1102, Brooklyn, New York 11201.

How long do I have to file a complaint?

Discrimination complaints must be filed within one year of the incident that you are complaining about.

What happens during an EEO investigation?

During an investigation, OEO will analyze the allegations in the complaint, interview all relevant parties, and review supporting documentation or other available evidence.

What happens after an EEO investigation?

OEO will issue a report summarizing the investigation and rendering a determination as to whether or not there has been a violation of Chancellor's Regulation A-830. If a violation has occurred, appropriate corrective action may be taken by DOE. This could include disciplinary measures, training for the accused and/or training for the specific work area or unit.

New York State Division of Human Rights

1 Fordham Plaza, 4th Floor
Bronx, NY 10458
(718) 741-8400

or

163 West 125th Street, 4th Floor
New York, NY 10027

(212) 961-8650 (voice); (212) 961-8999 (TTY)

or

20 Exchange Place, 2nd Floor

New York, NY 10005

(212) 480-2522

or

55 Hanson Place, 3rd Floor

Brooklyn, NY 11217

(718) 722-2856

Web site: www.nysdhr.com

Please Note: There are statutory deadlines for filing complaints with each of these agencies. If you wish to file a complaint with an external administrative agency, you should promptly contact any of the above agencies directly.

How can I find out more about EEO?

If you want more information, please contact the OEO at (718) 935-3320 or visit the OEO website at www.nyc.gov/schools/o eo. You may also download Chancellor's Regulation A-830 from the internet. The web address is: <http://docs.nycenet.edu/docushare/dsweb/Get/Document-45/A-830.pdf>

Will my privacy be protected?

The need for confidentiality will be balanced against the Department's obligation to cooperate with lawful investigations, to provide due process to the accused, and/or to take necessary action to conciliate, investigate, or resolve the complaint.

What if I change my mind after I file a complaint?

If you change your mind after you file a complaint, OEO may discontinue the investigation. However, OEO may determine that further investigation is required. If so, OEO will continue to address the discriminatory conduct alleged in the complaint and take appropriate action.

What if I decide to file a complaint outside of the DOE?

The following city, state and federal agencies enforce laws against discrimination:

New York City Commission on Human Rights

40 Rector Street, 9th Floor

New York, NY 10006

(212) 306-7450 (voice); (212) 306-7686 (TTY)

Web site: www.nyc.gov/html/cchr/home.html

United States Equal Employment Opportunity Commission

New York District Office

33 Whitehall Street, 5th Floor

New York, NY 10004

(212) 336-3620 (voice); (212) 336-3622 (TTY)

Web site: www.eeoc.gov