

Board Office Use: Legislative File Info.	
File ID Number	12-0492
Introduction Date	2-8-12
Enactment Number	12-0778
Enactment Date	2-8-12



**OAKLAND UNIFIED
SCHOOL DISTRICT**

Community Schools, Thriving Students

Memo

To Board of Education
From Tony Smith, Ph.D., Superintendent
 By: Maria Santos, Deputy Superintendent, Instruction, Leadership & Equity-in-Action
 Vernon Hal, Deputy Superintendent, Business & Operations

Board Meeting Date February 8, 2012

Subject Application for Exemption from the Required Expenditures for Classroom Teachers' Salaries - FY 2007-2008 (Revised)

Action Requested Approval by Board of Education of the revision of the District's Application for Exemption from the Required Expenditures for Classroom Teachers Salaries for Fiscal Year 2007-2008 and authorization to submit same to the Alameda County Superintendent of Schools.

Background For 2007-08 fiscal year, the Oakland Unified School District did not spend the minimum percentage of its budget on classroom teacher salaries as required by Education Code Section 41372. Pursuant to EC 41372, the District is requesting an exemption from this requirement as provided by law.

Discussion The previous waiver request only acknowledged the lowest possible amount of the CEA Audit Finding; therefore the District is amending the CEA Waiver Request to reflect its full financial risk of \$37 Million.

Recommendation Approval by Board of Education for the revision of the District's Application for Exemption from the Required Expenditures for Classroom Teachers Salaries for Fiscal Year 2007-2008 and authorization to submit same to the Alameda County Superintendent of Schools.

Attachments CEA Waiver

Application for Exemption from the Required Expenditures for Classroom Teachers' Salaries

Pursuant to Education Code Section 41372

To: County Superintendent of Schools

For 2007-2008 fiscal year, the Oakland Unified School District did not spend the minimum percentage of its budget on classroom teacher salaries as required by *EC* Section 41372. We are requesting an exemption from this requirement as provided by law.

Reason for request (Check one):

X Serious hardship to the school district
(Please attach a written explanation, the district's latest interim report, and a multiyear projection for the current and two subsequent fiscal years that reflects the financial impact of meeting the requirement of *EC* 41372.)

Payment of classroom teacher salaries that are in excess of those paid by other comparable school districts
(Please attach a classroom teacher salary & benefits comparison for at least three other comparable school districts. The comparison should include annual classroom teacher salaries paid at the beginning, average, and maximum salary levels plus the average annual employer contributions for health & welfare benefits.)

Deficiency is less than \$1,000.00 (exemption is automatically approved)

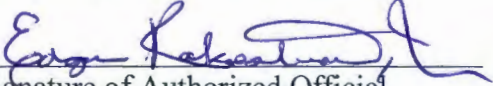
A. Deficiency Amount

(Source: Form CEA)

- | | |
|---|-----------------------|
| 1. Enter the minimum percentage for your district type.
(60% Elementary/ 50% High School/ 55% Unified) | <u>55.00</u> % |
| 2. Enter the percentage spent by your district. | <u>45.00</u> % |
| 3. Percentage below the minimum.
(Line 1 minus line 2) | <u>10.00</u> % |
| 4. Enter the district's current expense of education (Form CEA) | \$ <u>370,682,310</u> |
| 5. Deficiency Amount.
(Line 3 times line 4) | \$ <u>37,068,231</u> |

B. Certification of the School District Governing Board

It is hereby certified that the information contained in this application is true and correct.


Signature of Authorized Official

Secretary, Board of Education
Title

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Print Name of Authorized Official

Date

C. Decision of the County Superintendent of Schools
(Completed by the County Superintendent of Schools or Designee)

Based on my review of the information contained with this application, I have taken the following action with respect to the school district named on this application (Check one):

_____ I am granting the request for exemption from the requirements of *Education Code* Section 41372.

_____ I am granting a partial exemption from the requirements of *Education Code* Section 41372. The amount not exempted is \$_____ (A written explanation of the reason(s) for approving a partial exemption is attached.)

_____ I am denying the request for exemption from the requirements of *Education Code* Section 41372. (A written explanation of the reason(s) for denying the exemption is attached.)

It is hereby certified that the information contained in this application has been reviewed and is true and correct.

Signature of County Superintendent

County Office/Date

Signature of Authorized Designee

Title of Authorized Designee/Date

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