

Board Office Use: <b>Legislative File Info.</b>	
File ID Number	23-1474
Introduction Date	6/21/2023
Enactment Number	23-1165
Enactment Date	6/21/2023 os



### Board Cover Memorandum

**To** Board of Education

**From** Kyla Johnson-Trammell, Superintendent  
Tara Gard, Deputy Chief of Talent

**Meeting Date** June 21, 2023

**Subject** Application for Variable Term Waiver – CBEST, BCLAD and Program California Commission on Teacher Credentialing - Named Employee for School Year 2023-2024

**Action Requested** Approval by the Board of Education of Resolution No. 2223-0189 - Application for Variable Term Program Waiver – CBEST, BCLAD and Program - California Commission on Teacher Credentialing – Named Employee for School Year 2023-2024:

1. Kathleen Harvey, 6<sup>th</sup> – 8<sup>th</sup> Grade English/ELD Teacher, Edna Brewer Middle School;
2. James Vaughn, K – 5<sup>th</sup> Grade Principal, Fruitvale Elementary School; and
3. Cezar Elizaga, 9<sup>th</sup> – 12<sup>th</sup> Grade SDC Mild/Mod Teacher, Madison Park Academy Upper.

**Background** Since July 1994, the Commission on Teacher Credentialing has had the authority to issue waiver documents that have expressly to do with educator preparation and credentialing and with the ability of employers to employ or assign persons who are not appropriately credentialed for their assignment. All other waivers are under the legal authority of the State Board of Education or the Superintendent of Public Instruction.

A Waiver is issued or denied based upon the Commission’s established criteria and factors such as an employer’s continuing needs; the support the employer will provide to the applicant; or extenuating, extraordinary and unanticipated circumstances.

When an employing agency reviews its staffing needs and starts recruiting for various positions, all attempts must be made to fill a position with an appropriately credentialed employee. Employing agencies are required to first recruit a candidate who is qualified to participate in and enrolls in an approved internship program in the region of the employing agency and secondly, a candidate who is scheduled to complete preliminary credential requirements within six months.

If a fully credentialed candidate is not available employing agencies must recruit candidates in this order:

- A candidate who is scheduled to complete his or her preliminary credential requirements within six months
- A candidate who is qualified to participate and to enroll in an internship program
- A candidate who qualifies to use a local assignment option
- A candidate who qualifies for the Provisional Internship Permit (PIP) or the Short Term Staff Permit (STSP)

If the employer is unable to find an individual who qualifies for one of the staffing options listed above, the Variable Term Waiver may be requested for the most qualified candidate.

## **Discussion**

1. Kathleen Harvey is requesting a Variable Term CLAD Waiver. Kathleen graduated from the University of Idaho with a Bachelor's in Secondary Education. This waiver will allow candidate time to complete CLAD Exam required for a Full English Authorization.
2. James Vaughn is requesting a Variable Term Administration Credential Program Waiver. James graduated from San Jose State University with a Bachelor's in Administration of Justice. James is currently enrolled in an Administrative Services program at UMASS Global. This waiver will allow candidate time to complete his Administration program and earn a Clear Administrative Services Credential.
3. Cezar Elizaga is requesting a Variable Term CBEST Education Specialist: Mild/Moderate waiver. Cezar graduated from University of California, Berkeley with a Bachelor's in Integrative Biology. This waiver will allow candidate time to complete CBEST, CSET and enroll in an Intern program.

**Fiscal Impact**            None.

**Recommendation**        Approval by the Board of Education of Resolution No. 2223-0189 - Application for Variable Term Program Waiver – CBEST, BCLAD and Program - California Commission on Teacher Credentialing – Named Employee for School Year 2023-2024:

1. Kathleen Harvey, 6<sup>th</sup> – 8<sup>th</sup> Grade English/ELD Teacher, Edna Brewer Middle School;
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**RESOLUTION  
OF THE  
BOARD OF EDUCATION  
OF THE  
OAKLAND UNIFIED SCHOOL DISTRICT  
Resolution No. 2223-0189**

- Application for Variable Term Program Waiver CBEST, BCLAD and Program – California Commission on Teacher Credentialing – Named Employee for School Year 2023-2024 -

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**WHEREAS**, the Board of Education, may approve an application to the California Commission on Teacher Credentialing seeking a Variable Term Program Waiver, as may be necessary for a certificated employee of the District for a specific period of time,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Education approve the Application for Variable Term Program Waiver – CBEST, BCLAD and Program - to the California Commission on Teacher Credentialing on behalf of the candidate listed below for School Year 2023-2024:

1. Kathleen Harvey, 6<sup>th</sup> – 8<sup>th</sup> Grade English/ELD Teacher, Edna Brewer Middle School;
2. James Vaughn, K – 5<sup>th</sup> Grade Principal, Fruitvale Elementary School; and
3. Cezar Elizaga, 9<sup>th</sup> – 12<sup>th</sup> Grade SDC Mild/Mod Teacher, Madison Park Academy Upper.

Passed by the following vote:

PREFERENTIAL AYE: None  
PREFERENTIAL NOE: None  
PREFERENTIAL ABSTENTION: None  
PREFERENTIAL RECUSE: None  
AYES: VanCedric Williams, Clifford Thompson, Benjamin "Sam" Davis , Vice President  
Clifford Thompson, President Mike Hutchinson  
NOES: None  
ABSTAINED: None  
RECUSE: None  
ABSENT: Student Director Gallegos Chavez, Student Director Linh Le, Valerie Bachelor

**CERTIFICATION**

We hereby certify that the foregoing is a full, true and correct copy of a Resolution passed at a Regular Meeting of the Board of Education of the Oakland Unified School District held on June 21, 2023.

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**OAKLAND UNIFIED SCHOOL DISTRICT**



Mike Hutchinson  
President, Board of Education



Kyla Johnson-Trammell  
Superintendent and Secretary, Board of Education