

OAKLAND UNIFIED SCHOOL DISTRICT  
Office of the Superintendent of Schools

May 22, 2013

Legislative File	
File ID Number:	13-1049
Introduction Date:	5/22/13
Enactment Number:	13-0901
Enactment Date:	5/22/13
By:	AK

TO: Board of Education

FROM: Anthony Smith, Ph.D., Superintendent  
Vernon Hal, Deputy Superintendent, Business and Operations *VEN*  
Brigitte Marshall, Associate Superintendent, Human Resources Services & Support *BM*

SUBJECT: Declaration of Need for Fully Qualified Educators, 2013-2014

ACTION REQUESTED

Approval by Board of Education of Resolution No. 1213-0121 in support of obtaining sufficient emergency and limited assignment teaching permits to meet shortages stated in the attached Declaration.

BACKGROUND

Division VIII of Title 5, California Code of Regulations, Section 80026, requires the governing Board of the school district to adopt a declaration certifying that there are an insufficient number of certified persons who meet the District's employment criteria for needed positions.

DISCUSSION

The Board of Education has among its powers to declare that there is an insufficient number of certificated persons who meet the District's specified employment criteria for positions. On June 20, 2001, the Office of Administrative Law for the Commission on Teacher Credentialing amended the California Code of Regulation Section 80026 and 88027. These changes require that the District now include in the Annual Declaration of Need for Fully Qualified Educators Limited Assignment Permits. As referenced in Coded Correspondence 01-0009, the newly titled Limited Assignment Permits allow fully experienced educators to apply for a permit while completing course work or test to add an authorization to their existing credential.

Additionally, the *Williams v. State of California* settlement brings a renewed focus to the requirement that all teachers with EL students in K-12 public school settings must hold an appropriate English Learner authorization. This is regardless of the number of English Learners in the class. The Settlement per EC Section 44258.9(c)(4)(A), requires county offices of education to complete additional assignment monitoring including annual review of assignments and review and collection of data on English Learner authorizations for teachers of classes with twenty percent or more English Learners in schools with decile 1, 2, and 3. Any teacher assigned to teach one or more English Learners and providing EL services must hold an EL authorization. Teachers enrolled in a CLAD program or registered for the CTEL exam are considered misassigned and will need to obtain the appropriate certification such as an Emergency CLAD or BCLAD permit.

FISCAL IMPACT

None.

RECOMMENDATION

Approval by Board of Education of Resolution No. 1213-0121 in support of obtaining sufficient emergency and limited assignment teaching permits to meet shortages stated in the attached Declaration.

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**RESOLUTION  
OF THE  
BOARD OF EDUCATION  
OF THE  
OAKLAND UNIFIED SCHOOL DISTRICT**

**Resolution No. 1213-0121**

Declaration of Need for Fully Qualified Educators, 2013-2014

**WHEREAS**, on May 20, 1994, the State Office of Administrative Law approved the Commission on Teacher Credentialing's proposed regulations to govern emergency teaching permits under amended Division VIII of Title V, California Code of Regulations, Section 80026; and

**WHEREAS**, amended Division VIII of Title V, California Code of Regulations, Section 80026 require the Governing Board of the school district to adopt a – Declaration of Need for Fully Qualified Educators, including Limited Assignment Permits (Form CL-500) certifying that there is an insufficient number of certified persons who meet the District's specified employment criteria for needed positions; and

**WHEREAS**, class size reduction created an additional need; and

**WHEREAS**, Oakland Unified School District is experiencing a shortage of certified persons who meet the District's specified employment criteria in areas such as bilingual education, special education, mathematics, and science but may require emergency teaching permits, and

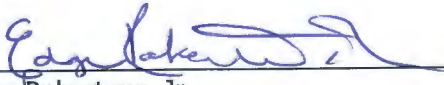
**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Education of the Oakland Unified School District, pursuant to law, hereby declares that there is an insufficient number of certificated persons who meet the District's specified employment criteria for positions, for the period July 1, 2013 – June 30, 2014 as stated in the attached Declaration of Need for Fully Qualified Educators including Limited Assignment, CLAD and BCLAD Permits; and

**BE IT FURTHER RESOLVED**, that the Board of Education hereby authorized to submit such Declaration to the Commission on Teacher Credentialing for the purposes, among others, of obtaining sufficient emergency teaching permits to meet such shortages stated in the attached Declaration.

Passed by the following vote:

AYES: Jody London, Christopher Dobbins, James Harris, Roseann Torres  
Vice President Jumoke Hinton Hodge, President David Kakishiba  
NOES: None  
ABSTAINED: None  
ABSENT: None

I 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 May 22, 2013.

  
Edgar Rakestraw, Jr.  
Secretary, Board of Education  
Oakland Unified School District



## DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS

- Original Declaration of Need for year: 2013-14  
 Revised Declaration of Need for year: \_\_\_\_\_

### FOR SERVICE IN A SCHOOL DISTRICT

Name of District: Oakland Unified School District District CDS Code: 61259

Name of County: Alameda County CDS Code: 01

By submitting this annual declaration, the district is certifying the following:


- A diligent search, as defined below, to recruit a fully prepared teacher for the assignment(s) was made
- If a suitable fully prepared teacher is not available to the school district, the district will make a reasonable effort to recruit based on the priority stated below

The governing board of the school district specified above adopted a declaration at a regularly scheduled public meeting held on 05 / 22 / 13 certifying that there is an insufficient number of certificated persons who meet the district's specified employment criteria for the position(s) listed on the attached form. The attached form was part of the agenda, and the declaration did NOT appear as part of a consent calendar.

► **Enclose a copy of the board agenda item**

With my signature below, I verify that the item was acted upon favorably by the board. The declaration shall remain in force until June 30, 2014.

Submitted by (Superintendent, Board Secretary, or Designee):

Edgar Rakestraw  Secretary, Board of Education  
Name Signature Title

\_\_\_\_\_ 510-879-8199 \_\_\_\_\_  
Fax Number Telephone Number Date

1011 Union Street, Oakland, CA 94607  
Mailing Address

edgar.rakestraw@ousd.k12.ca.us  
E-Mail Address

### FOR SERVICE IN A COUNTY OFFICE OF EDUCATION, STATE AGENCY OR NONPUBLIC SCHOOL OR AGENCY

Name of County \_\_\_\_\_ County CDS Code \_\_\_\_\_

Name of State Agency \_\_\_\_\_

Name of NPS/NPA \_\_\_\_\_ County of Location \_\_\_\_\_

The Superintendent of the County Office of Education or the Director of the State Agency or the Director of the NPS/NPA specified above adopted a declaration on \_\_\_\_/\_\_\_\_/\_\_\_\_, at least 72 hours following his or her public announcement that such a declaration would be made, certifying that there is an insufficient number of certificated persons who meet the county's, agency's or school's specified employment criteria for the position(s) listed on the attached form.

The declaration shall remain in force until June 30, \_\_\_\_\_.

► **Enclose a copy of the public announcement**

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Submitted by Superintendent, Director, or Designee:

_____ <i>Name</i>	_____ <i>Signature</i>	_____ <i>Title</i>
_____ <i>Fax Number</i>	_____ <i>Telephone Number</i>	_____ <i>Date</i>
_____ <i>Mailing Address</i>		
_____ <i>E-Mail Address</i>		

► *This declaration must be on file with the Commission on Teacher Credentialing before any emergency permits will be issued for service with the employing agency*

**AREAS OF ANTICIPATED NEED FOR FULLY QUALIFIED EDUCATORS**

Based on the previous year's actual needs and projections of enrollment, please indicate the number of emergency permits the employing agency estimates it will need in each of the identified areas during the valid period of this Declaration of Need for Fully Qualified Educators. This declaration shall be valid only for the type(s) and subjects(s) identified below.

This declaration must be revised by the employing agency when the total number of emergency permits applied for exceeds the estimate by ten percent. Board approval is required for a revision.

<b>Type of Emergency Permit</b>	<b>Estimated Number Needed</b>
<input checked="" type="checkbox"/> CLAD/English Learner Authorization (applicant already holds teaching credential)	50 _____
<input checked="" type="checkbox"/> Bilingual Authorization (applicant already holds teaching credential)	30 _____
List target language(s) for bilingual authorization: <u>Spanish, Cantonese and Mandarin</u>	
<input checked="" type="checkbox"/> Resource Specialist	20 _____
<input type="checkbox"/> Teacher Librarian Services	_____
<input type="checkbox"/> Visiting Faculty Permit	_____

**LIMITED ASSIGNMENT PERMITS**

Limited Assignment Permits may only be issued to applicants holding a valid California teaching credential based on a baccalaureate degree and a professional preparation program including student teaching.

Based on the previous year's actual needs and projections of enrollment, please indicate the number of Limited Assignment Permits the employing agency estimates it will need in the following areas:

TYPE OF LIMITED ASSIGNMENT PERMIT	ESTIMATED NUMBER NEEDED
Multiple Subject	20
Single Subject	50
Special Education	300
TOTAL	370

**EFFORTS TO RECRUIT CERTIFIED PERSONNEL**

The employing agency declares that it has implemented in policy and practices a process for conducting a diligent search that includes, but is not limited to, distributing job announcements, contacting college and university placement centers, advertising in local newspapers, exploring incentives included in the Teaching as a Priority Block Grant (refer to [www.cde.ca.gov](http://www.cde.ca.gov) for details), participating in state and regional recruitment centers and participating in job fairs in California.

If a suitable fully prepared teacher is not available to the school district, the district made reasonable efforts to recruit an individual for the assignment, in the following order:

- A candidate who qualifies and agrees to participate in an approved intern program in the region of the school district
- An individual who is scheduled to complete initial preparation requirements within six months

**EFFORTS TO CERTIFY, ASSIGN, AND DEVELOP FULLY QUALIFIED PERSONNEL**

Has your agency established a District Intern program?  Yes  No

If no, explain. The last graduating class was June 2012

Does your agency participate in a Commission-approved college or university intern program?  Yes  No

If yes, how many interns do you expect to have this year? 100

If yes, list each college or university with which you participate in an intern program.

Alliant International; Argosy; Brandman/Chapman, Bay Area; CSU, Eastbay; Holy Names  
CSU, Monterey/CalState TEACH; LMU; Mills; National; National Hispanic; SFSU;  
FSU — BAT/ BATI; Sonoma State; Touro; University of Phoenix; USF; USC; Western G

If no, explain why you do not participate in an intern program.

\_\_\_\_\_  
\_\_\_\_\_