

**OAKLAND UNIFIED SCHOOL DISTRICT**  
Office of the Superintendent of Schools

April 22, 2020

<b>Legislative File</b>	
File ID Number:	20-0660
Introduction Date:	04/22/2020
Enactment Number:	20-0532
Enactment Date:	4/22/2020
By:	os

TO: Board of Education

FROM: Kyla Johnson-Trammell, Superintendent  
Tara Gard, Deputy Chief Talent Officer, Talent Division

SUBJECT: Declaration of Need for Fully Qualified Educators, 2020-2021

**ACTION REQUESTED**

Approval by Board of Education of Resolution No. 1920-2025 – Declaration of Need for Fully Qualified Educators, School Year 2020-2021.

**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. 1920-2025 – Declaration of Need for Fully Qualified Educators, School Year 2020-2021.

**RESOLUTION  
OF THE  
BOARD OF EDUCATION  
OF THE  
OAKLAND UNIFIED SCHOOL DISTRICT  
Resolution No. 1920-2025**

- Declaration of Need for Fully Qualified Educators, 2020-2021 -

**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, 2019 – June 30, 2020, 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 authorizes the Superintendent of Schools 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:

PREFERENTIAL AYE: Student Directors Garibo and Smih-Dahl

PREFERENTIAL NOE: None

PREFERENTIAL ABSTENTION: None

PREFERENTIAL RECUSE: None

AYES: Roseann Torres, James Harris, Jumoke Hinton Hodge, Aimee Eng, Gary Yee, Vice President Shanthi Gonzales, President Jody London

NOES: None

ABSTAINED: None

RECUSE: None

ABSENT: None

**CERTIFICATION**

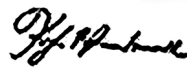
We hereby certify that the foregoing is a full, true and correct copy of a Resolution passed at a Regular Meeting of the Board of Education of the Oakland Unified School District held on April 22, 2020.

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**OAKLAND UNIFIED SCHOOL DISTRICT**



\_\_\_\_\_  
Jody London  
President, Board of Education



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Kyla Johnson-Trammell  
Superintendent and Secretary, Board of Education



State of California  
 Commission on Teacher Credentialing  
 Certification Division  
 1900 Capitol Avenue  
 Sacramento, CA 95811-4213

Email: [credentials@ctc.ca.gov](mailto:credentials@ctc.ca.gov)  
 Website: [www.ctc.ca.gov](http://www.ctc.ca.gov)

## DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS

Original Declaration of Need for year: 2020-2021  
 Revised Declaration of Need for year: \_\_\_\_\_

### FOR SERVICE IN A SCHOOL DISTRICT

Name of District: Oakland USD 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 04 / 22 / 2020 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, 2021.

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

<b>Stephanie Joseph</b>		Director, Talent
Name	Signature	Title
510-879-0202	03/30/2020	
Fax Number	Telephone Number	Date

Oakland USD Attn: Talent Divison, 1000 Broadway, Suite 150, Oakland, CA 94607  
Mailing Address

stephanie.joseph@ousd.org  
Email Address

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

Name of County N/A County CDS Code N/A  
 Name of State Agency N/A  
 Name of NPS/NPA N/A County of Location N/A

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 4 / 10 / 19, 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, N/A.

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

Submitted by Superintendent, Director, or Designee:

N/A

\_\_\_\_\_

Name

Signature

Title

N/A

\_\_\_\_\_

Fax Number

Telephone Number

Date

N/A

\_\_\_\_\_

Mailing Address

N/A

\_\_\_\_\_

E-Mail Address

- *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>
CLAD/English Learner Authorization (applicant already holds teaching credential)	150
Bilingual Authorization (applicant already holds teaching credential)	60
List target language(s) for bilingual authorization: Spanish, Vietnamese, Cantonese, French, Arabic	
Resource Specialist	30
Teacher Librarian Services	20

**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	30
Single Subject	60
Special Education	30
TOTAL	120

**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 internship 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. Last graduating class was June 2012

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

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

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

Academy of Art Univ; Alliant; Brandman/Chapman; CalStateTEACH, CSU: East Bay, Humboldt State, Sonoma; USF;  
Dominican Univ; Holy Names; LMU; Mills College; National; Patten Univ; REACH Institute; Saint Mary's; Univ of Phoenix; USF; USC  
SFSU- Bay Area Teacher Center/Bay Area Teacher Training Institute; SJSU, Stanford University/STEP; Touro University, UCB, UCLA Extension;

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

\_\_\_\_\_  
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