

OAKLAND UNIFIED SCHOOL DISTRICT
Office of the Superintendent of Schools

January 8, 2020

Legislative File	
File ID Number:	19-2624
Introduction Date:	01/08/2020
Enactment Number:	20-0083
1Enactment Date:	01/08/2020
By:	er

TO: Board of Education

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

SUBJECT: Application for Variable Term Waiver – CBEST, BCLAD and Program - California Commission on Teacher Credentialing - Named Employees for School Year 2019-2020

ACTION REQUESTED:

Approval by the Board of Education of Resolution No. 1920-0150 - Application for Variable Term Program Waiver – CBEST, BCLAD and Program - California Commission on Teacher Credentialing – Named Employees for School Year 2019-2020:

1. Sandra Johnson-Zehaye, K - 5th Grade Moderate/Severe, Parker Elementary; and
2. Marquise Cherry, Single Subject Physical Education, Esperanza and KDA Elementary.

CORRECTION:

1. Fernando Perez Sotomayer, 9th – 12th Grade Social Science, Castlemont High School;
2. Miriam Reyes, 9th - 12th Grade Single Subject Social Science, Fremont High School; and
3. Ariel Dale, 6th - 8th Grade Business, Madison Park Academy.

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:

The Board of Education, as the Governing Board, may approve an application seeking a Variable Term Waiver, from the Commission on Teacher Credentialing, as may be necessary for certain certificated employees of the District. For the 2019-2020 school year, CBEST, BCLAD and Program waivers are being sought for the following employees:

1. Sandra Johnson-Zehaye is requesting a Variable Term CBEST waiver Education Specialist Moderate/Severe. She graduated from Alabama State University with a Bachelor's in Education. This waiver will allow candidate time to complete CBEST, CSET, and enroll in the Intern Program.
2. Marquise Cherry is requesting a Variable Term CBEST waiver Single Subject: PE. He graduated from California State University, East Bay with a Bachelor's in Kinesiology. This waiver will allow candidate time to complete CBEST, CSET, and enroll in the Intern Program.

CORRECTION:

1. Fernando Perez Sotomayer is requesting a subsequent Variable Term CBEST waiver Single Subject Social Science. He graduated from Arcis University with a Bachelor's in History and Social Science. This waiver will allow candidate time to complete CBEST to meet credential requirement. (Corrected from 09/11/2019, Resolution 1920-1698, which showed the candidate requesting a Variable Term Waiver for 9th – 12th Grade Spanish, Castlemont High School and it should have been a Variable Term Waiver for 9th – 12th Grade Social Science, Castlemont High School).
2. Miriam Reyes is requesting a Variable Term CBEST waiver Single Subject Social Science. She graduated from University of the Valley of Mexico with a Bachelor's in Communication Science. This waiver will allow candidate time to complete CBEST, CSET, and enroll in the Intern Program. (Corrected from 10/10/2019, Resolution 1920-1927, which showed the candidate requesting a Variable Term Waiver for 9th – 12th Grade, Single Subject Spanish, Fremont High School and it should have been a Variable Term Waiver for 9th - 12th Grade Single Subject Social Science, Fremont High School).
3. Ariel Dale is requesting a Variable Term CBEST Business waiver. She graduated from Fordham University with a Bachelor's in Business Administration. This waiver will allow candidate time to complete CBEST, CSET, and enroll in the Intern Program. (Corrected from 10/10/2019, Resolution

1920-1927, which showed the candidate requesting a Variable Term Waiver for 6th – 8th Grade, Art, Madison Park Academy and it should have been a Variable Term Waiver for 6th - 8th Grade Business, Madison Park Academy).

FISCAL IMPACT:

None.

RECOMMENDATION:

Approval by the Board of Education of Resolution No. 1920-0150 - Application for Variable Term Program Waiver – CBEST, BCLAD and Program - California Commission on Teacher Credentialing – Named Employees for School Year 2019-2020:

1. Sandra Johnson-Zehaye, K - 5th Grade Moderate/Severe, Parker Elementary; and
2. Marquise Cherry, Single Subject Physical Education, Esperanza and KDA Elementary.

CORRECTION:

1. Fernando Perez Sotomayer, 9th – 12th Grade Social Science, Castlemont High School;
2. Miriam Reyes, 9th - 12th Grade Single Subject Social Science, Fremont High School; and
3. Ariel Dale, 6th - 8th Grade Business, Madison Park Academy.

**RESOLUTION
OF THE
BOARD OF EDUCATION
OF THE
OAKLAND UNIFIED SCHOOL DISTRICT
Resolution No. 1920-0150**

- Application for Variable Term Program Waiver CBEST, BCLAD and Program – California Commission on Teacher Credentialing – Named Employees for School Year 2019-2020 -
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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 candidates listed below for School Year 2019-2020:

3. Sandra Johnson-Zehaye, K - 5th Grade Moderate/Severe, Parker Elementary; and
4. Marquise Cherry, Single Subject Physical Education, Esperanza and KDA Elementary.

CORRECTION:

4. Fernando Perez Sotomayer, 9th – 12th Grade Social Science, Castlemont High School;
5. Miriam Reyes, 9th - 12th Grade Single Subject Social Science, Fremont High School; and
6. Ariel Dale, 6th - 8th Grade Business, Madison Park Academy.

Passed by the following vote:

PREFERENTIAL AYE: None

PREFERENTIAL NOE: None

PREFERENTIAL ABSTENTION: None

PREFERENTIAL RECUSE: None

AYES: Aimee Eng, Jumoke Hinton Hodge, Roseann Torres, James Harris, President Jody London

NOES: None

ABSTAINED: None

RECUSED: None

ABSENT: Vice President Shanthi Gonzales, Gary Yee, Denilson Garibo (Student Director), Mica Smith-Dahl (Student Director)

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 January 8, 2020.

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Jody London
President, Board of Education



Kyla Johnson-Trammell
Superintendent and Secretary, Board of Education