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File ID Number	23-1211
Introduction Date	05/24/2023
Enactment	23-0868
Number	25 0000
Enactment Date	5/24/2023 os



## **Board Cover Memorandum**

**To** Board of Education

**From** Kyla Johnson-Trammell, Superintendent

Tara Gard, Chief of Talent

Meeting Date May 24, 2023

Subject Declaration of Need for Fully Qualified Educators - School Year

2023-2024

**Action Requested** Approval by Board of Education of Resolution No. 2223-0187 –

Declaration of Need for Fully Qualified Educators, School Year 2023-

2024.

**Discussion** 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.

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

Board Cover Memorandum Declaration of Need Resolution No. 2223-0187 Page 2 of 2

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 mis assigned 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. 2223-0187 –

Declaration of Need for Fully Qualified Educators, School Year 2023-

2024.



## RESOLUTION OF THE BOARD OF EDUCATION OF THE OAKLAND UNIFIED SCHOOL DISTRICT Resolution No. 2223-0187

- Declaration of Need for Fully Qualified Educators, 2023-2024 -

**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, 2022 – June 30, 2023, 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:	None
PREFERENTIAL NOE:	None
PREFERENTIAL ABSTENTION:	None
PREFERENTIAL RECUSE:	None
AYES:	VanCedric Williams, Valarie Bachelor, Clifford Thompson, Benjamin "Sam" Davis , Vice President Clifford Thompson, President Mike Hutchinson
NOES:	None
ABSTAINED:	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 May 24, 2023.

None

Legislative File	
File ID Number:	23-1211
Introduction Date:	05/24/2023
Enactment Number:	23-0868
Enactment Date:	5/24/2023
By:	os

**RECUSE:** 

ABSENT:

**OAKLAND UNIFIED SCHOOL DISTRICT** 

Mike Hutchinson President, Board of Education

Jef. Pf-have

Malathan

Student Director Gallegos Chavez, Student Director Linh Le

Kyla Johnson-Trammell Superintendent and Secretary, Board of Education



Email: <a href="mailto:credentials@ctc.ca.gov">credentials@ctc.ca.gov</a>
Website: <a href="mailto:www.ctc.ca.gov">www.ctc.ca.gov</a>

## **DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS**

Original Declaration of Need for year: _		
Revised Declaration of Need for year: _		
FOR SERVICE IN A SCHOOL DISTRICT OR	DISTRICT/COUNTY AUTHORIZED CH	IARTER SCHOOL
Name of District or Charter:		District CDS Code:
Name of County:		County CDS Code:
By submitting this annual declaration, the	e district is certifying the following:	
<ul> <li>A diligent search, as defined belo</li> </ul>	w, to recruit a fully prepared teache	er for the assignment(s) was made
<ul> <li>If a suitable fully prepared teacher to recruit based on the priority st</li> </ul>		ct, the district will make a reasonable effort
scheduled public meeting held on/_	/ certifying that there is an ment criteria for the position(s) lister	above adopted a declaration at a regularly insufficient number of certificated persons d on the attached form. The attached forment calendar.
With my signature below, I verify that the force until June 30,  Submitted by (Superintendent, Board Sec		the board. The declaration shall remain in
Name	Signature	Title
Fax Number	Telephone Number	Date
	Mailing Address	
	EMail Address	
FOR SERVICE IN A COUNTY OFFICE OF ED	OUCATION, STATE AGENCY, CHARTE	R SCHOOL OR NONPUBLIC SCHOOL
Name of County		County CDS Code
Name of State Agency		
Name of NPS/NPA		County of Location

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specified above adopted a declaration of that such a declaration would be made, or	of Education or the Director of the State An/, at least 72 hours follo certifying that there is an insufficient numed employment criteria for the position(s)	wing his or her public announcement ober of certificated persons who meet
The declaration shall remain in force unti	il June 30,	
► Enclose a copy of the public annound Submitted by Superintendent, Director, of		
Name	Signature	Title
Fax Number	Telephone Number	Date
	Mailing Address	
	EMail Address	
► This declaration must be on file with issued for service with the employing	the Commission on Teacher Credentialing agency	g before any emergency permits will be
permits the employing agency estimate	Y QUALIFIED EDUCATORS  eds and projections of enrollment, pleases it will need in each of the identified Educators. This declaration shall be val	areas during the valid period of this
This declaration must be revised by the exceeds the estimate by ten percent. Bo	e employing agency when the total num ard approval is required for a revision.	ber of emergency permits applied for
Type of Emergency Permit	Estimate	d Number Needed
CLAD/Fnalish Loomar Authori	ization (applicant already	

# Type of Emergency Permit CLAD/English Learner Authorization (applicant already holds teaching credential) Bilingual Authorization (applicant already holds teaching credential) List target language(s) for bilingual authorization: Resource Specialist Teacher Librarian Services

## **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.

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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. Additionally, for the Single Subject Limited Assignment Permits estimated, please include the authorization(s) which will be requested:

TYPE OF LIMITED ASSIGNMENT PERMIT	ESTIMATED NUMBER NEEDED
Multiple Subject	
Single Subject	
Special Education	
TOTAL	

AUTHORIZATION(S) FOR SINGLE SUBJECT LIMITED ASSIGNMENT PERMITS (A separate page may be used if needed)	ESTIMATED NUMBER NEEDED

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## **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 <a href="https://www.cde.ca.gov">www.cde.ca.gov</a> 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			
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 a	ın internship prog	ram.	
If no, explain why you do not participate in an internship program.			

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