

Section 13.1: DEFINITIONS

13.1.1 "Consultation" as used in the Article is defined as follows: Discussion which ~~provides~~ each party with a meaningful opportunity to materially impact, influence, and shape decisions before they are made. The consultation process is for the purpose of discussion over educationally related subjects, as distinguished from the negotiations process, which addresses legally defined working conditions.

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13.1.1.1 If consultation does not result in consensus as to how to proceed, and/or either party asserts that consultation as defined above has not really occurred, Association and District leadership shall meet to resolve the issues. Each party shall select two representatives for this purpose. If the parties cannot resolve the issues, and upon either party's request, the following dispute resolution process shall apply:

- a. The Association and the District shall each select an individual to serve on a resolution panel; these two individuals shall select a third panel member.
- b. All panel members shall possess sufficient knowledge of educational policy, theory, and practices to enable them to make an informed decision on the issues presented.
- c. Each party shall make a presentation to the panel, together with relevant documentation, if desired.
- d. The panel will issue a recommended resolution in writing. If the parties cannot resolve the issues based on this recommendation, the matter shall be submitted to the Board of Education for final decision.
- e. This process shall be implemented as expeditiously as possible in order that necessary decisions are made in accordance with legal time lines and educational necessity.

13.1.1.2 In any event, the District may take actions of an interim nature prior to completion of the consultation process if necessary to prevent a loss of funding, or to prevent an increased expenditure of district revenues.

Section 13.1: CLASS SIZE REDUCTION GOALS

The Board of Education and the Association agree that reduction of class size is a primary continuing goal of the District. The Parties share a joint commitment to the goal of lowering class size throughout the District and agree to work together whenever possible to identify and obtain sources of funding for such purposes.

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Section 13.2: ELEMENTARY

13.2.1 Staffing of regular classes at each elementary school will be determined by the following formula:

$$\frac{\text{TK/K - Grade 3 enrollments}}{23.70} = \text{Number of primary grade teachers (rounded to nearest tenth)}$$

$$\frac{\text{Grade 4 - 6 enrollments}}{31.13} = \text{Number of upper grade teachers (rounded to nearest tenth)}$$

The sum of these two figures will be the number of teachers allocated to a school. When the sum is two-tenths (.2) or more above the whole number, another teacher may be allocated.

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13.2.2 Grades TK/K-3 classes at regular school sites shall not exceed an average of twenty four (24) pupils per classroom

13.2.3 Individual TK/K/indergarten- Grade 3 classes shall not exceed twenty six (26) pupils.

13.2.4.3 Grades 4-6 classes shall not exceed thirty-two (32) pupils per classroom.

13.2.5 Combination class sizes grades K-6 shall be two (2) pupils below the contractual caps and/or averages. TK classes shall not be combined with other grades to form a class.

Section 13.4: CLASS SIZE REDUCTION PLAN

13.4.1. The provisions of this Section relating to K-3 class size shall be suspended for the duration of the time that the California Class Size Reduction program is funded by the state. The Parties agree to work together to implement this program while it is in effect.

13.4.2. In addition to the number of primary and upper grade teachers allocated to each elementary school as specified in Section 13.3.1., each site shall be entitled to additional teaching positions in accordance with the following formula:

13.4.2.1.
$$\frac{\text{K and Grade 3 Enrollments}}{29.7.1} + \frac{\text{Grades 1 and 2 Enrollments}}{25.5}$$

$$\frac{\text{Grades 4 - 6 Enrollments}}{32.13}$$

13.4.2.2. Less:
$$\frac{\text{K - Grade 3 Enrollments}}{29.7} + \frac{\text{Grade 4 - 6 Enrollments}}{32.13}$$

13.4.2.3. The numbers determined in each 13.4.2.1. and 13.4.2.2. shall be rounded to whole numbers based on two-tenths (.2) or greater rounded upward and under two-tenths (.2) rounded downward.

13.4.3. Representatives selected by the District and the Association (hereafter "District," "Association," "party," " or "parties") shall engage in a consultation process if changes in funding levels and/or state law appear to require changes in implementation of the CSR program, the exact extent of which appear to be discretionary under law. By way of example, this consultation would not apply to a change in law allowing for a different ratio or computation of ratios. However, the consultation process will apply if, due to a reduction in funding level, choices must be made as to how and where the program would continue to be implemented at a reduced level.

13.4.4. Contingent upon the passage of Assembly Bill 2272, effective July 1, 2012, for the duration of the time that the California Class Size Reduction program is funded by the state, K-3 class sizes shall not be more than two (2) students per class beyond the class size limit that is fully funded by the state.

Section 13.3: SECONDARY

13.3.1. In addition to certificated personnel assigned to secondary schools for counseling, supervision of students and student activities, special education, and atypical or exceptional circumstances, the basic allocation of certificated personnel units (CPU) for classroom instruction in comprehensive secondary schools shall be not less than:

Middle School or Junior High	Senior High
$\frac{\text{Enrollment} + 2 \text{ CPU}}{28.73}$	$\frac{\text{Enrollment} + 2 \text{ CPU}}{29.13}$

13.5.2. Individual teacher's academic classes shall be no more than thirty-four (34) pupils each.

13.5.3. Classes in music, and business education, may exceed the class size cap established for other academic classes, with a maximum daily contact of no more than 200 pupils.

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13.5.4 Secondary Physical Education classes shall not exceed an average of fifty-five (55) pupils per period with a maximum daily contact of no more than 250 pupils

13.5.4. Secondary schools having counselor(s) assigned to pupil supervision one (1) hour or more per day on a regular basis shall not count such time as part of the counseling time under the District's formula for allocating counselors.

13.5.5. Following the second school month of the traditional school year, the Contract Administration Committee shall be provided with a monthly report of all academic classes, 34 students. The purpose of receiving this data shall be to plan for future negotiations and, if possible, to develop recommended solutions to outstanding class size problems.

13.5.6. Secondary physical education classes (excluding athletic periods) shall average no more than fifty (50) pupils over a four (4) month period. Following the second school month of the traditional students' school year, the Contract Administration Committee shall be provided with a monthly report of all secondary physical education classes (excluding athletic periods) exceeding fifty (50) students. The purpose of receiving this data shall be to plan for future negotiations and, if possible, to develop recommended solutions to outstanding class size problems.

Section 13.6: CASELOADS FOR SCHOOL NURSES, ELEMENTARY COUNSELORS AND SECONDARY COUNSELORS

The District recognizes the positive contribution school nurses, elementary counselors, and secondary counselors make to the instructional program. The District shall staff school sites based on the following formula. Nurses and Elementary Counselors assignments shall be based on the following allocations

13.6.1. School Nurses

Actual Enrollment	Days Per Week	Position Equivalent
1-500	1.0	.20
501-1000	2.0	.40
1001-1500	3.0	.60
1501-2000	4.0	.80
2001 and Above	5.0	1.00

No nurse shall be assigned to more than 3 sites. Additional nursing shall be provided based on acuity (student and site need).

13.6.2. Elementary Counselors

Actual Enrollment	Days Per Week	Position Equivalent
1-750	2	0.4
751-1,200	3	0.6
1,201-1,650	4	0.8
1,651 and Above	5	1

No Elementary Counselor shall be assigned to more than 3 sites. Additional counseling shall be provided based on acuity (student and site need).

13.6.3. Secondary Counselors

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Secondary School Counselors assigned to a comprehensive middle or high school shall be limited to one (1) site. Secondary Counselors shall be allocated based on the counselor/pupil caseload set below in 13.6.3.1. Any portion thereof over the allocation number shall result in a full time counselor assignment.

13.6.3.1 Total Enrollment/481 (Middle Schools)
Total Enrollment/459 (Senior High)

13.6.4 Acuity is defined as, but not limited to, the number of students with medical needs (hemophilia, feeding tubes, catheters, asthma, etc.), IEPs, ISHPs, SSTs, BSPs, Crisis response, etc., as determined by the SGT. Acuity refers to the amount of time and resources that a particular student requires nurses and counselors to spend with them in order to provide necessary care and support.

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