

**San Diego Unified School District
Proposal to the
San Diego Education Association
Proposal**

**Article 13 (Class Size)
SDEA Initial Proposal Passed May 29, 2014
District Counter Proposal Passed July 24, 2014
SDEA Counter Proposal Passed August 21, 2014
District Counter Proposal Passed October 23, 2014
SDEA Counter Proposal Passed November 14, 2014
District Counter Proposal Passed December 8, 2014
SDEA Counter Proposal Passed January 15, 2015
District Counter Proposal Passed February 2, 2015**

ARTICLE 13. CLASS SIZE

Section 13.1: DEFINITIONS

13.1.1 “Consultation” as used in the Article is defined as follows: Discussion which provide 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.

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 13.2: 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 within the constraints of: (1) financing available, (2) the need to meet all essential goals of school district operations, and (3)

the relative priority of class size, salaries, hours, and other conditions of employment within the scope of representation. The Parties share a joint commitment to the goal of lowering class size throughout the District, at every level, and agree to work together whenever possible to identify and obtain sources of funding for such purposes.

Section 13.3: ELEMENTARY

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

$$\frac{\text{TK - Grade 3 enrollments}}{29.70} = \text{Number of primary grade teachers (rounded to nearest tenth)}$$

$$\frac{\text{Grade 4 - 6 enrollments}}{32.13} = \text{Number of upper grade teachers (rounded to nearest tenth)}$$

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.

13.3.2. . The District and SDEA agree that this Article constitutes “a collectively bargained alternative class size enrollment for each school site” in grades kindergarten through 3, inclusive, in accordance with Education Code section 42238.02(d)(3)(B), effective July 1, 2014.

13.3.3 Effective July 1, 2015, notwithstanding the allocation in Section 13.3.1, for the TK through Grade 3 grade span, by October 31 of each year average class size enrollment at each school site shall be no more than twenty four (24). Enrollment changes occurring after October 31 that may impact a school site average will be reviewed monthly and addressed as needed.

13.3.4 The District and SDEA acknowledge that as a condition of receiving the additional funding grant for K-3 class size reduction under the Local Control Funding Formula (LCFF) the District is required to make defined progress toward maintaining an average class size enrollment of not more than twenty four (24) pupils for each school site in kindergarten and grades 1 through 3, inclusive, upon full implementation of LCFF (currently 2020). Through this agreement the District and SDEA intend to ensure the receipt of this funding through Sections 13.3.2 and 13.3.3.

13.3.5. Grades K-6 classes shall not exceed thirty-six (36) pupils for more than thirty (30) calendar days.

Section 13.5: SECONDARY

13.5.1. 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:

$\frac{\text{Middle School or Junior High Enrollment} + 2 \text{ CPU}}{28.73}$	$\frac{\text{Senior High Enrollment} + 2 \text{ CPU}}{29.13}$
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13.5.2. Individual teacher’s academic classes shall be no more than thirty-six (36) pupils each.

13.5.3. When safety or supervision is a problem, or class facilities necessitate, as determined by the District, the classes normally will average no more than thirty-two (32) pupils each. Classes in music, business education, and physical education may exceed the average size established for other classes.

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 exceeding forty (40) 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, DISTRICT COUNSELORS AND IN-SCHOOL COUNSELORS

The District recognizes the positive contribution school nurses, district counselors, and in-school counselors make to the instructional program. The District shall staff school sites based on the following formulae. Before these formulae are modified, the District will consult with the Association.

13.6.1. School Nurses.

<u>Actual Enrollment</u>	<u>Days Per Week</u>	<u>Position Equivalent</u>
1 – 592	1.0	.20
593 – 1,185	2.0	.40
1,186 – 1,774	3.0	.60
1,775 – 2,366	4.0	.80
2,367 and Above	5.0	1.00

No nurse shall be assigned to more than three (3) sites.

Additional nursing staff may be provided based on acuity (student- and site-specific need).

13.6.2. District Counselors.

<u>Actual Enrollment</u>	<u>Days Per Week</u>	<u>Position Equivalent</u>
1 – 493	1.0	.20
494 - 726	1.5	.30
727 - 960	2.0	.40
961 – 1,195	2.5	.50
1,196 – 1,429	3.0	.60
1,430 – 1,663	3.5	.70
1,664 – 1,896	4.0	.80
1,897 – 2,131	4.5	.90
2,132 and Above	5.0	1.00

No Elementary Counselor shall be assigned to more than three (3) sites.

13.6.3. In-School Counselors.

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

- 13.6.4 Additional itinerant counselors may be utilized to address and close students' achievement gap in meeting A-G requirements.