



Board Policy Review

LAO Ed Code 44258.3

Discussion/Action Item

EC 44258.3

Current law provides various ways for local governing boards to assign credentialed teachers to serve in subject-matter areas in grades K-12. One option is EC § 44258.3 which allows local school districts to assign credentialed (non-emergency) teachers to teach departmentalized classes in grades K-12, irrespective of the designations on their teaching credentials, as long as the teacher's subject matter competence is verified according to policy and procedures approved by the governing board and the teacher consents to the assignment.

Board Policy is presented to you for discussion or action. This policy is to establish the plan for Equitas Academy (below) to implement these options.

Recommendation:

The Administration recommends approval of Board Policy to provide greater flexibility in local teacher assignments in grades K-8.

Equitas Academy Charter School Plan for Education Code §44258.3

Purpose: It is the intent of Equitas Academy to facilitate the assignment of teachers in accordance with EC §44258.3 when they consent to such assignments and when it has been verified that they are qualified for the requested assignment(s). The following procedures are intended to provide for the implementation of Board Policy.

1. Site Administrator identifies a subject-matter assignment need at a local school site.
2. Site Administrator determines whether any existing staff have the appropriate credential and are interested in the assignment or whether EC §44258.3 should be used.
3. Site Administrator identifies a consenting teacher for possible assignment pursuant to EC §44258.3 or a teacher may request to fill the assignment.
4. Teacher submits a petition form to teach in the position. The petition denotes criteria upon which petition is based, teacher consent, site administrator's recommendation of assignment, and that the assignment is for one year and may be extended for additional time if the teacher and Equitas Academy consents.
5. A review panel, selected by Equitas Academy, will consist of site administrators, teachers and network level administrators. This Assignment Review Panel conducts, prior to the beginning of the assignment, an assessment in accordance with EC §44258.3. This assessment must determine evidence of the candidate's knowledge of the subject matter to be taught and at the grade level to be taught.
One or more of the following criteria may be used in the review:



- A. Successful prior teaching experience of the subject
- B. Successful completion of intensive professional development in the subject to be taught
- C. Review of portfolio containing evidence of demonstrated knowledge
- D. Results of oral interviews
- E. Practica/professional experience
- F. Passage of an examination that is valid for the subject and grade level
- G. Observation over time of the teacher in the subject in the grade level currently being taught
- H. Observation of a demonstration lesson in the subject and at the grade level to be taught
- I. Professional Growth Plan - The petitioning teacher and administrator have come to mutual agreement that a professional growth plan is necessary for the teacher to serve in the position
- J. Successful completion of college or university course work in the subject to be taught
- K. Successful prior work experience in the content area

6. The Assignment Review Panel makes a final disposition on whether to recommend that a teacher be assigned under EC §44258.3. The Assignment Review Panel informs the Designee (Director of Talent) at Equitas Academy of the results of the review.

Note:

- For assignments under EC §44258.3, the principal of the school, or other appropriate administrator, shall notify the exclusive representative of the certificated employees for that school, as provided under Chapter 10.7 (commencing with Section 3540) of Division 4 of Title 1 of the Government Code, of each instance in which a teacher is assigned to teach classes pursuant to the section.
- Teaching assignments made pursuant to EC §44258.3 must be included in the annual report to the Commission on Teacher Credentialing as required by EC §44258.9 during the year the school Equitas Academy is monitored by the county office of education.
- Equitas Academy is also responsible for reporting to their county office of education during Assignment Monitoring activities instances when this assignment option is used. This reporting would most likely occur during the Assignment Monitoring activities in accordance with EC §44258.9. Equitas Academy may forward a copy of their board approved policies that may assist the County Office of Education during the monitoring process.



Local Assignment Options - 2022/23 School Year

EC 44256(b)

Annually, the Board of Education is asked to review and approve this resolution. With the increasingly complex nature of the secondary curriculum and scheduling and with the advent of the middle school basic education concept and extreme teacher shortage, the California Legislature determined that school districts need flexibility in the assignment of teachers. At the same time, the Legislature recognizes the need to ensure that teachers are properly prepared and competent to teach in their assigned area. As a result, several separate provisions are included within the California Education Code (EC).

EC 44256(b) allows, by resolution of the Governing Board, the holder of a Multiple Subject or Standard Elementary Teaching Credential to teach, with his or her consent, any subject in departmentalized classes below grade 9 if the teacher has completed 12 semester units, or six upper division or graduate semester units, in the subject to be taught. The teachers teaching under this provision have met the following qualifications:

- All have completed at least the required semester hours of coursework.
- All are teaching in grades 8 or below
- All are well qualified to teach in their assignment.

List of Educators

Equitas Academy #2 (CDS Code: 19647330126169)

Name	SEID	Assignment	Ed Code
Denman, Sydney	202922021	Math - 8th grade	44256(b)

Equitas Academy #3 (CDS Code: 19647330129650)

Name	SEID	Assignment	Ed Code
DeBoni, Alison	5852613750	STEAM - Kinder-4th grade	44256(b)

Equitas Academy #4 (CDS Code: 19647330133686)

Name	SEID	Assignment	Ed Code
Sandico, Teodoro	8309108564	6th grade Science	44256(b)

