

**LOS ANGELES UNIFIED SCHOOL DISTRICT
BARGAINING PROPOSAL TO UNITED TEACHERS LOS ANGELES
SEPTEMBER 15, 2017**

ARTICLE XX

SUMMER/WINTER/INTERSESSION -
INTERVENTION/EXTENDED LEARNING PROGRAM SESSIONS

1.0 General: Applicants must initially apply to one site and, if not selected at that school, must be available for all schools in that geographic area. For voluntary and mandatory student summer session (intervention)/ multitrack school intersession (intervention) and/or Extended Learning Program purposes, elementary, secondary and Special Education schools are considered to be a part of the geographic area in which they are located. For Designated Instructional Services (DIS) Programs, the program office shall be considered the school for application and assignment.

a. Applicants may apply for only one subject field and/or program.

b. Applicants must be available to serve at least 50% of the entire session. An applicant who accepts an assignment in writing and then declines, or begins work and then terminates the assignment, for reasons other than a verified illness shall be considered as having taught for the purpose of establishing priority for the next session.

c. 50% Rule for priority: An applicant who was paid in a status other than substitute for 50% or more of the hours the mandatory or voluntary student summer ~~school term/multitrack school intersession~~ and/or extended learning program was in session shall be considered to have taught for the purpose of determining priority rating.

d. ~~Multitrack year-round school teachers shall not be permitted to serve in the single track school's regular K-12 summer school term or extended learning session program, but may serve during intersession programs in a multitrack school. (See Section 10.0 of this Article.) [HOLD]~~

e. Employees whose basic assignment is limited to Adult Education shall be eligible solely for assignment in Adult Education summer session.

f. Each applicant shall be notified in writing as to assignment (or non-assignment) to a summer session.

2.0 Eligibility: Teaching Experience: Except for elementary teachers applying for all intervention/Extended Learning Programs, at time of application employees must be in permanent or probationary status, must have the appropriate credential, and must have taught as a regular classroom teacher or as a summer session or multitrack school intersession teacher in the subject

seniority shall be broken under the provisions of Article XI, Section 6.2.

- b. Priority 1 applicants shall be assigned before Priority 2 applicants.
- c. Priority 3 applicants shall be assigned to a geographic area pool. The applications of those not selected at the school to which they applied shall be forwarded to the appropriate geographic area pool for possible future assignment in priority and seniority order, pursuant to 5.0 below.

The only exception to the above selection criteria shall occur when the site administrator reasonably determines that any specific assignment is not in the best interests of the educational program.

4.0 Selection – Secondary Second and Third Round: Voluntary Summer School Term: If any school is not completely staffed after the above process is completed due to a lack of eligible applicants to that school, unassigned applicants from the geographic area pools shall be assigned to the remaining vacant positions based upon teaching experience, priority, and seniority as described above.

- a. If vacancies remain after the second round, applicants from adjoining geographic areas shall be offered assignment, using the adjoining geographic area's priority/seniority lists. Refusal of an assignment in the third round shall not make the employee ineligible in the original geographic area should subsequent openings occur.

5.0 Selection - Elementary Schools, All Rounds: Summer School Term: Please see 13.0 below.

6.0 Displacements: Where and when a voluntary or mandatory summer school term session site becomes over-taught on or before norm date, teachers shall be displaced within a program or subject field based on District seniority within the priority categories, beginning with the lowest priority. Additionally, in elementary schools, the criteria referenced in 13.0 will be considered. The only exception to this displacement criteria shall occur when the site administrator reasonably determines that any specific assignment is not in the best interests of the educational program. Applications of teachers so displaced shall be forwarded to the appropriate geographic area pool for assignment to openings based upon priority and seniority in any of the summer school term /intervention programs for which they are authorized to teach.

- a. When a site is deleted, those who had been assigned to that site will be placed in the appropriate geographic area pool and given preference within their priority category for assignment to vacancies in other schools in that geographic area in any of the summer school term /intervention programs for which they are authorized to teach.

Special Day Class Program shall be considered the same subject field for purposes of recency.

c. Rather than using District pools, unassigned applicants from DIS (itinerant) programs shall be assigned from Special Education pools based on the program office location, utilizing teacher experience, priority, and seniority as described above.

The only exception to the above selection criteria shall occur when the site administrator reasonably determines that any specific assignment is not in the best interests of the educational program.

~~10.0 Voluntary Intersession — Multitrack Secondary Schools: Priority for assignment of applicants to intersession programs in multitrack schools shall be given to teachers currently assigned to that school. If more applicants apply than there are positions at the school, employees shall be selected for the assignments on the basis of priority and seniority as in 3.0 above.~~

~~a. Seniority: If there are more eligible applicants within each priority to teach a specific course at any one school than there are positions available, District seniority shall determine the selection. Ties in District shall be broken under the provisions of Article XI, Section 6.2. The remaining applicants shall be eligible for assignment as described under Section 13.0, Priority Five below. The posting and notice requirements of Section 3.0 and Sections 7.0 Salary and 8.0 Hours, Duties shall apply to intersession. [Hold]~~

11.0 Special Grievance Provision: Any employee who wishes to seek back pay due to a claimed violation of the selection and assignment rules of this Article must file a formal grievance under Article V within five (5) days of the written notice of assignment or non-assignment, or within five (5) days of the first day of summer session, or multitrack intersession, whichever is earlier. Any other alleged violations of this Article may be processed using the normal time line of Article V.

12.0 Summer Session Adult Education: Summer Session assignment in the Division of Adult and Career Education shall generally be governed by the foregoing provisions of this Article. However, the following exceptions shall apply: All references to "employees" in this Article are applicable to "personnel" as that term is used throughout Article XXI and in particular Section 1.1 thereof.

a. Only personnel who have taught in the Division during the past school year are eligible to apply for summer ~~school~~ term assignments. New personnel shall not be recruited to teach summer ~~school~~ term as long as qualified applicants remain unassigned.

b. Section 2.0a contains a reference to "permanent or probationary status" which does not apply to the Division.

13.0 Elementary School: Intervention/Extended Learning Programs: Intervention/Extended Learning Programs assignments in grades K-8 (but does not include the Middle School Summer School Term or Multitrack Middle School Intersession Program) shall generally be governed by the foregoing provisions of this Article, however, the following shall also apply:

a. Selection:

- (1) Priority One - Permanent teacher at the local site in the affected grades/subject fields with appropriate authorization and extensive training in the grade/subject field as evidenced by:
 - (i) Special credential and/or certificate or Board Permit or
 - (ii) Successful completion of specialized training and
 - (iii) Necessary qualifications to teach English Language Learners, Special Ed., etc.
- (2) Priority Two - Same as above with experience in any other grades/subject field
- (3) Priority Three - Same as above with basic training in grades/subject field and in affected grades
- (4) Priority Four - Same as above with basic training in other than the affected grades/subject field
- (5) Priority Five - Permanent teacher in same priority order as above (#1-#4) but at other locations – A Local District-wide list of such employees who would be willing to work at another location will be established. All teachers with the appropriate qualifications within each of the above categories will be selected in seniority order.
- (6) Priority Six - Retiree with appropriate credentials, authorization and training
- (7) Priority Seven - Probationary teachers by seniority at the local site
- (8) Priority Eight - Emergency Permit teachers by contract date at the local site

b. Seniority: If there are more eligible applicants within each priority to teach a specific course at any one school than there are positions available, District seniority, on a rotational basis, shall determine the selection. An applicant who taught in the program during the previous session shall not be eligible for service until all teachers in the priority

a. ~~Selection: refer to section 3.0 above.~~

b. ~~Compensation: Teachers who participate in such mandatory Intervention classes shall be compensated in the following manner:~~

(1) ~~For Weeks 1-6 Teachers will be compensated at the summer school term rate (i.e., Z-Basis at 10thly hourly rate + differential factor of 1.09224) for 4 hours of instructional time per day.~~

(2) ~~For Weeks 5 & 6 Teachers will receive an additional hour per day at X basis for a total of 20 hours (i.e., auxiliary).~~

~~NOTE: For Year Round Schools, the number of weeks and or hours per day may vary, however, the number of auxiliary hours may not exceed a total of 10 hours per session. [Hold]~~

15.0 For any training required of these programs, the teacher will be compensated at X-bases basis (10thly hourly rate).