

SPECIFIC WAIVER: SCHOOL SITE COUNCIL- COMPOSITION OF MEMBERS

First Time Waiver: _____

Renewal Waiver: **X**SW-1 (Rev. 10-2-2009) <http://www.cde.ca.gov/re/lr/wr/>

Send Original plus one copy to:
 Waiver Office, California Department of Education
 1430 N Street, Suite 5602
 Sacramento, CA 95814

CD CODE

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Local educational agency: Davis Joint Unified School District			Contact name and recipient of approval/denial notice: Kitty Hudson Cawley			Contact person's e-mail address: khudson@djsud.net		
Address: 526 B Street		(City) Davis	(State) CA	(ZIP) 95616	Phone (and extension, if necessary): (530) 757-5300 ext 149 Fax number: (530) 757-4323			
Period of request: (month/day/year) From: 07/01/2016 To: 06/30/2018				Local board approval date: (Required) To be determined – by June 2, 2016				

LEGAL CRITERIA

1. Authority for the waiver: Write the Education Code (EC) Section citation, which authorizes the waiver of the specific EC Section you want to waive: **X** Specific code section: **52863**

EC 52863 Any governing board, on behalf of a school site council, may request the State Board of Education to grant a waiver of any provision of this article. The State Board of Education may grant a request when it finds that the failure to do so would hinder the implementation or maintenance of a successful school-based coordinated program. (Effective for 2 years only, may be renewed)

2. California Education Code or California Code of Regulations or portion to be waived.
 Section to be waived: (number) **EC 52852**

Teacher and other school personnel representation on school site council

3. If this is a renewal of a previously approved waiver, please list Waiver No: **5-5-2014-W-12** and date of SBE approval **9-3-16**

4. Collective bargaining unit information.

Does the district have any employee bargaining units? ___ No **X** Yes If yes, please complete required information below:

Bargaining unit(s) consulted on date(s): DTA & CSEA on 5/11/2016

Name of bargaining units and representative(s) consulted: **Davis Teachers Association, President F. Thomsen
 CSEA, President J. Herrington**

The position(s) of the bargaining unit(s): ___ Neutral **X** Support ___ Oppose (Please specify why)

Comments (if appropriate):

5. Advisory committee or school site council that reviewed the waiver (All involved are REQUIRED).

Name: **Fairfield Elementary School Site Council**

Date advisory committee/council reviewed request: **3/9/2016**

X Approve ___ Neutral ___ Oppose

Were there any objection? Yes ___ X No (If there were objections please specify)

SPECIFIC WAIVER REQUEST

SW-1 (Rev. 10-2-2009)

6. Education Code or California Code of Regulations section to be waived. Use a strike-out key if only portions of sections are to be waived).

52852. A school site council shall be established at each school which participates in school-based program coordination. **The council shall be composed of the principal and representatives of: teachers selected by teachers at the school; other school personnel selected by other school personnel at the school;** parents of pupils attending the school selected by such parents.

At the elementary level the council shall be constituted to ensure parity between (a) the principal, classroom teachers and other school personnel; and (b) parents or other community members selected by parents.

At both the elementary and secondary levels, classroom teachers shall comprise the majority of persons represented under category (a).

7. Desired outcome/rationale. State what you hope to accomplish with the waiver. Describe briefly the circumstances that brought about the request and why the waiver is necessary to achieve improved student performance and/or streamline or facilitate local agency operations. (Attach additional pages if necessary.)

This waiver will allow a reduction in the number of teachers and other personnel that will be required to serve on the School Site Council. Fairfield Elementary School is a small school with two teachers and no full time classified employees; therefore, it is not possible to meet the Site Council membership requirement for teacher and other school personnel representation. The functioning School Site council will retain equity between staff and parents, thus providing appropriate oversight of the school's programs and budget.

8. Demographic Information:

Fairfield Elementary School has a maximum student enrollment of 48 and is located in the rural outskirts of Davis in Yolo County.

Is this waiver associated with an apportionment related audit penalty? (per EC 41344) ☒ No ☐ Yes
(If yes, please attach explanation or copy of audit finding)

Has there been a Coordinated Compliance Review finding on this issue? ☒ No ☐ Yes
(If yes, please attach explanation or copy of CCR finding)

District or County Certification – I hereby certify that the information provided on this application is correct and complete.

Signature of Superintendent or Designee:	Title: Superintendent	Date: 6-3-2016
Signature of SELPA Director (only if a Special Education Waiver)		Date:
FOR CALIFORNIA DEPARTMENT OF EDUCATION USE ONLY		
Staff Name (type or print):	Staff Signature:	Date:
Unit Manager (type or print):	Unit Manager Signature:	Date:
Division Director (type or print):	Division Director Signature:	Date:
Deputy (type or print):	Deputy Signature:	Date: