

**BEFORE THE GOVERNING BOARD OF THE
AZUSA UNIFIED SCHOOL DISTRICT
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA**

RESOLUTION 21-22:12

**DETERMINATION OF SENIORITY AMONG TK-12 AND MANAGEMENT CERTIFICATED
EMPLOYEES
WITH THE SAME SENIORITY DATE (“Tie-Breaker Resolution”)**

WHEREAS, pursuant to Education Code Section 44955, the Board is required, as between employees who first rendered paid service to the District on the same date, to determine the order of termination solely on the basis of the needs of the District and its students; and

WHEREAS, Education Code Section 44955 requires that upon the request of any employee whose order of termination is determined as stated above, the Governing Board shall furnish in writing no later than five days prior to the commencement of the hearing held in accordance with section 44949, a statement of the specific criteria used in determining the order of termination and the application of the criteria in ranking each employee relative to the other employees in the group.

NOW, THEREFORE, BE IT RESOLVED that based upon the needs of the District and the students thereof, in the event of a certificated layoff the following criteria, listed in priority order, shall be applied based on information on file as of the first Monday of February, one step at a time, to resolve ties in seniority between certificated employees. Each criterion shall be used only if application of the preceding criteria does not resolve all ties between employees having the same seniority date as defined in Education Code Section 44845 and thus delineate the order of termination:

1. Credential status in the area of the current assignment, in order of priority:
 - (a) Clear professional, standard, life, or general teaching credential;
 - (b) Preliminary credential;
 - (c) Intern credential;
 - (d) Short-term staff permit (STSP), provisional internship credential (PIP), Education Code Option (i.e., Board authorization under Sections 44256(b), 44258.2, 44258.3, 44258.7, 44263, 44865) or waiver.
2. Possession of a clear or preliminary authorization to teach English Language Learners, in order of priority:

- (a) Bilingual Cross Cultural Language and Academic Development (BCLAD), Bilingual Certificated of Competence (BCC), or Bilingual Specialist Credential (BCS) certification;
 - (b) Any other certification/authorization to teach English Language Learners (e.g., Cross Cultural Language and Academic Development (CLAD), SB 1969 or SB 395 Certificate, Language Development Specialist Certificate, Supplemental Authorization for English as a Second Language, Specially Designated Academic Instruction in English (SDAIE)).
3. Breadth of clear and preliminary credentials and authorizations, permitting assignment in the widest range of teaching or service areas, in order of priority:
 - (a) Multiple credentials, with the employee possessing the greatest number having greater seniority;
 - (b) A single credential with specific subject matter authorization(s), with the employee possessing the greatest number having greater seniority;
 - (c) A single credential with introductory subject matter authorization(s), with the employee possessing the greatest number having greater seniority;
 - (d) A single credential with specific supplemental authorization(s), with the employee possessing the greatest number having greater seniority;
 - (e) A single credential with introductory supplemental authorization(s), with the employee possessing the greatest number having greater seniority;
 - (f) A single credential.
4. Number of verified years of certificated employee experience as determined by actual step placement on the Azusa Unified School District Certificated Salary Schedule(s), with the employee possessing the greatest number of years having greater seniority.
5. Academic degrees from an accredited institution of higher education, in order of priority:
 - (a) Possession of a Doctorate Degree, earliest date prevails;
 - (b) Possession of a Masters Degree, earliest date prevails;
 - (c) Two Bachelors degrees, earliest date prevails;
 - (d) A single Bachelors degree, earliest date prevails.

6. Number of total semester credits earned at an accredited institution of higher education after earning a Bachelors Degree, with the employee possessing the greatest number of credits having greater seniority.
7. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the tie will be broken by drawing of lots with the employee drawing the highest number being regarded as most senior.

The foregoing criteria shall be applied to rank the order of individuals for purposes of layoff and reemployment, subject to exceptions allowed by law;

The forgoing Resolution was adopted by the Governing Board of the Azusa Unified School District on the 11th day of January, 2022, by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

Adrian Greer, President
Governing Board of the Azusa Unified
School District

I, Xilonin Cruz-Gonzalez, Clerk of the Governing Board of the Azusa Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Governing Board at its regular meeting held on January 12, 2021.

Xilonin Cruz-Gonzalez, Clerk
Governing Board of the
Azusa Unified School District