

ASSEMBLY BILL

No. 708

Introduced by Assembly Member Nestande

February 21, 2013

An act to amend Section 45028 of the Education Code, relating to teachers.

LEGISLATIVE COUNSEL'S DIGEST

AB 708, as introduced, Nestande. Teachers: compensation: career technical education teachers.

Existing law requires each person employed by a school district in a position requiring certification qualifications, except a person employed in a position requiring administrative or supervisory credentials, to be classified on the salary schedule on the basis of uniform allowance for years of training and years of experience, except as specified.

This bill would, for a teacher who holds a 5-year clear designated subjects career technical education teaching credential, require that the 3 years of work experience, as specified, be deemed to be the equivalent of a baccalaureate degree, and would require that the holder of a 5-year clear designated subjects career technical education teaching credential be placed on and advance along the salary schedule of the school district in the same manner as a teacher with a baccalaureate degree.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 45028 of the Education Code is amended
- 2 to read:

1 45028. (a) (1) Effective July 1, 1970, ~~each~~ a person employed
 2 by a school district in a position requiring certification
 3 qualifications, except a person employed in a position requiring
 4 administrative or supervisory credentials, shall be classified on
 5 the salary schedule on the basis of uniform allowance for years of
 6 training and years of experience, except if a public school employer
 7 and the exclusive representative negotiate and mutually agree to
 8 a salary schedule based on criteria other than a uniform allowance
 9 for years of training and years of experience pursuant to Chapter
 10 10.7 (commencing with Section 3540) of *Division 4 of Title 1 of*
 11 *the Government Code*. Employees shall not be placed in different
 12 classifications on the schedule, nor paid different salaries, solely
 13 on the basis of the respective grade levels in which such employees
 14 serve.

15 (2) In no case shall the governing board of a school district draw
 16 orders for the salary of ~~any~~ a teacher in violation of this section,
 17 nor shall ~~any~~ a district superintendent of schools draw ~~any~~ a
 18 requisition for the salary of ~~any~~ a teacher in violation ~~thereof~~. *of*
 19 *this section*.

20 (3) This section shall not apply to teachers of special day and
 21 evening classes in elementary schools, teachers of special classes
 22 for elementary pupils, teachers of special day and evening high
 23 school ~~classes and~~ *classes, or* substitute teachers.

24 (4) *For a teacher who holds a five-year clear designated subjects*
 25 *career technical education teaching credential pursuant to Section*
 26 *44260.1, the three years of work experience related to the industry*
 27 *sector named on the credential pursuant to subdivision (a) of*
 28 *Section 44260 shall be deemed to be the equivalent of a*
 29 *baccalaureate degree, and the holder of a five-year clear*
 30 *designated subjects career technical education teaching credential*
 31 *shall be placed on and advance along the salary schedule of the*
 32 *school district in the same manner as a teacher with a*
 33 *baccalaureate degree.*

34 (b) (1) It is not a violation of the uniformity requirement of this
 35 section for a school district, with the agreement of the exclusive
 36 representative of certificated employees, if any, to grant ~~any~~ *an*
 37 employee hired after a locally specified date differential credit for
 38 prior years of experience or prior units of credit for purposes of
 39 initial placement on the salary schedule of the *school* district.

40 (2) This subdivision is declaratory of existing law.

1 (c) A public school employer and the exclusive representative
2 of credentialed teachers may ~~jointly~~ apply *jointly* to the
3 Superintendent for technical assistance and planning grant funding
4 to facilitate the planning of a salary schedule for teachers based
5 on criteria in addition to years of training and years of experience,
6 as described in subdivision (a). The Superintendent may make
7 planning grants from funds appropriated for this purpose in the
8 annual Budget Act or other legislation.

9 (d) To be eligible for grant funding pursuant to subdivision (c),
10 the public school employer and the exclusive representative of
11 credentialed teachers should consider a salary schedule designed
12 to compensate teachers for the additional responsibilities, time,
13 and effort required to serve in challenging school ~~settings~~, *settings*
14 and reward teachers for professional growth tied to their particular
15 assignments.

16 (e) Public school employers and exclusive representatives of
17 credentialed teachers are encouraged to recognize teacher
18 contributions to improving pupil achievement, provide incentives
19 to teachers to accept teaching assignments in areas of highest need,
20 and recognize relevant professional experience on the salary
21 schedule in lieu of units and degrees or in lieu of teaching
22 experience.