

LAST MINUTE MEMORANDUM

DATE: January 6, 2004

TO: MEMBERS, STATE BOARD OF EDUCATION

FROM: Judy Pinegar, Administrator
Waiver Office, Executive Branch

RE: Item No. W-22 blue

SUBJECT: Request by **Tamalpais Union High School District** to waive *Education Code* (EC) Sections 62002 (sunset provision) and 52012, relating to the composition of a school site council (SSC). Waiver will allow the use of Department Chairs on the SSC, even though they are not “elected” by teachers.

This Last Minute Memorandum is to make correction and to clarify Item W-22 before the State Board of Education (SBE). This is due to some recent information and because this particular waiver is very different from other waivers for the composition of School Site Councils (SSC) that have been previously approved by the SBE.

Correction: In the SBE Agenda and on the Item W-22 write up, the Education Code being waived by the district was erroneously listed as E.C. 62002 (sunset provision). The correct citation is E.C. 62002.5 which involves the continuation of responsibilities and functions of the school site council, although the original statute has sunset.

Clarification: In addition CDE wants to narrow the waiver request so that it only applies to one of the schools in the district, Sir Francis Drake High School. Also the waiver will specify that it allows the use of Department Chairs for only 10 teacher positions on the (SSC), while three teacher positions must be elected by the other teachers at the school.

The district has agreed to these changes, and also understands that E.C.33051(c) will apply and should conditions change a new waiver would be required.