

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**  
**REDUCTION OR ELIMINATION OF CHILD DEVELOPMENT PROGRAM PERMIT**  
**POSITIONS PURSUANT TO EDUCATION CODE SECTION 8366**

**RESOLUTION**

**WHEREAS**, Education Code section 8366 authorizes a school district to employ persons working in positions requiring a child development permit for the supervision and instruction of children, or in the supervision of the child development program;

**WHEREAS**, Education Code section 8366 provides that it is appropriate for a district to layoff classified employees who hold child development permits at any time during the school year for lack of work or lack of funds; and

**WHEREAS**, it is the determination of the Board of Education of the Santa Monica-Malibu Unified School District, in analyzing and balancing educational and service priorities, that the best interests of this District would be served by reducing the number and types of positions in the District's child development/preschool program, based on a lack of work and/or lack of funds.

**NOW, THEREFORE, IT IS RESOLVED AND ORDERED** by this Board of Education as follows:

1. That the following child development program positions shall be reduced or eliminated for the 2018-2019 school year due to lack of work and/or lack funds:

Child Development Permit Preschool Teachers.....5.875 FTE

**Total FTE: 5.875 FTE**

2. That the Superintendent is directed to give notice of layoff to the affected employees pursuant to the requirements of law.

3. That said layoff shall become effective on June 30, 2018.

4. That as a result of a bona fide elimination of the positions listed above and the respective services, the employees in the above-identified positions with the least length of service, i.e., who have served the shortest time within the meaning of Education Code section 8366, shall be offered the opportunity to exercise bumping rights to displace less senior employees who occupy child development program positions the affected employees are qualified and credentialed to perform, and if bumping rights do not apply, the affected employees shall be laid off and provided appropriate notification;

5. That permanent employees laid off pursuant to this Resolution shall be eligible for reemployment pursuant to Education Code section 8366.

The foregoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the 15<sup>th</sup> of March, 2018 by the following vote:

Ayes: \_\_\_\_\_  
Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_

\_\_\_\_\_  
Richard Tahvildaran-Jesswein, President  
Board of Education of the  
Santa Monica-Malibu Unified School District

I, Ben Drati, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed, and adopted by the Board of Education at its regular meeting held on March 15, 2018.

Dated: \_\_\_\_\_, 2018

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Ben Drati, Secretary  
Board of Education of the  
Santa Monica-Malibu Unified School District