Memorandum of Understanding
between
Mt. Diablo Education Association
and
Mt. Diablo Unified School District
regarding

Emergency Class Size/Caseload Overage Compensation

The Mt. Diablo Education Association (MDEA) and Mt. Diablo Unified School District (MDUSD), collectively the Parties, agree to the following provisions to allow the District flexibility in meeting staffing needs. The terms and conditions of this MOU will be memorialized in the contract which succeeds the expired July 1, 2016 – June 30, 2018 Agreement as on-going contractual provisions.

- General education teachers at any level who volunteer may accept up to five (5) additional students (excess students) beyond current maximum class sizes, by level, per Article 6 – Section 6.1.1, and shall receive pay for each additional student for each day these additional student(s) are enrolled in an affected teacher’s class, whether or not the students(s) are present.

- Overage rates shall be based on percentages of the annual salary listed in Step One, Column One of the 185-day Salary Schedule. For 2017-2018, Step One, Column One annual salary is $53,339.

- Elementary teachers shall receive $25.26 per excess student per day (0.0474% of Step One, Column One)

- All secondary sites shall receive $5.05 per student ($25.26 / 5 instructional periods) per period for each excess student, regardless of the number of instructional periods at that school site.

- Overage compensation shall be provided (per time sheet) beginning September 12, 2018, or the first day an overage occurs after September 12, 2018, and ending the day or period that a class is returned to the contractual maximums by level and/or subject area.

Special Education teachers who volunteer to take excess student(s) shall receive overage compensation depending on their class size/caseload maximums as follows:

- Elementary Special Day Classes with a class size limit of 9 – $75.78/day (0.1421% of Step One, Column One) for a maximum of one (1) additional student

- Elementary Special Day Classes with a class size limit of 10 – 75.78/day (0.1421% of Step One, Column One) for a maximum of one (1) additional student

- Secondary Special Day classes, or Full Inclusion Facilitators, with a class size/caseload limit of 11 – $75.78/day (0.1421% of Step One, Column One) for a maximum of one (1) additional student

- Preschool Special Day class with a class size limit of 12 – $75.78/day (0.1421% of Step One, Column One) for a maximum of one (1) additional student
• Elementary and Secondary Special Day Class/Non-Severely Handicapped classes with a class size limit of 15 — $50.52/day (0.0947% of Step One, Column One) for a maximum of one (1) additional student

• Adaptive P.E. elementary with class size of 18 — $50.52/day (0.0947% of Step One, Column One) for a maximum of one (1) additional student.

• Adaptive P.E. middle and high school with class size of 20 — $50.52/day (0.0947% of Step One, Column One) for a maximum of one (1) additional student.

• Resource Specialists at elementary and secondary sites with caseloads of 28 — $50.52/day (0.0947% of Step One, Column One) for a maximum of two (2) additional students.

• Speech Pathologists at elementary and secondary sites with caseloads of 55 — $25.26 for each time an additional student is seen beyond their contractual caseload (0.0474% of Step One, Column One)

For members who volunteer to accept class size/caseload relief, such relief shall be paid retroactive to September 12, 2018, or the first day an overage occurs after September 12, 2018, and shall be provided prospectively until the affected class size/caseload is brought into alignment with contractual maximums, by program area.

*Note: Additional work associated with excess Special Education students shall be compensated per the terms of the “Special Education Caseload Overage Special Compensation” MOU (attached.)

For example: Teachers who accept additional student(s) on their caseloads, within the limits established above, shall receive ($192 mo.), plus the agreed upon rates for additional case management duties i.e., triennials ($704), annual/other IEPs ($512) and special/30-day placement IEPs ($352).

Anita Johnson 10-26-18
For MDEA Date

*Signature*

Jim Murphy 10/13/18
For MDOUSD Date