

COLLECTIVE BARGAINING AGREEMENT

September 1, 2008 - August 31, 2011

BELLEVUE EDUCATION ASSOCIATION

AND

BELLEVUE SCHOOL DISTRICT #405



September 2008

TABLE OF CONTENTS
2008 – 2011

	<u>Page</u>
ARTICLE 1 - RECOGNITION AND JURISDICTION	
Section 1. Recognition.....	1
Section 2. Exclusions.....	1
Section 3. Individual Agreements.....	1
ARTICLE 2 - DEFINITIONS2	
ARTICLE 3 - STATUS OF AGREEMENT	
Section 1. Responsibility and Bargaining Procedures.....	4
Section 2. Adherence to Federal and State Statutes and Regulations and State Constitution.....	4
Section 3. No Strike Provision.....	5
ARTICLE 4 - MANAGEMENT RIGHTS AND RESPONSIBILITIES	
Section 1. General Rights	6
Section 2. Meetings with Association Representatives	6
ARTICLE 5 - ASSOCIATION RIGHTS AND RESPONSIBILITIES	
Section 1. Building Use	8
Section 2. Mail Services	8
Section 3. Distribution of Agreement.....	8
Section 4. Exclusivity	8
Section 5. Notification of Authorized Representatives	8
Section 6. Dues and Representation Fee Deduction	8
Section 7. Agency Shop.....	9
Section 8. Released Time for BEA President.....	9
Section 9. Released Time for Association Business.....	10
ARTICLE 6 - GENERAL CONDITIONS OF EMPLOYMENT	
Section 1. Nondiscrimination	11
Section 2. Individual Employee Contracts	11
Section 3. Faculty Meetings and Evening Events.....	11
Section 4. District Staff Meetings.....	12
Section 5. Planning Time.....	12
Section 6. Tutoring	13
Section 7. Temporary Replacement.....	13
Section 8. Student Teachers.....	14
Section 9. Exchange Teachers	14
Section 10. Auxiliary Personnel	14
Section 11. Employee Safety and Protection.....	15
Section 12. Employee Rights.....	15
Section 13. Student Discipline.....	16
Section 14. Reporting Practices.....	17

ARTICLE 6 - GENERAL CONDITIONS OF EMPLOYMENT (cont'd)

Section 15. Just Cause17
Section 16. Lunchroom Supervision.....18
Section 17. Master Schedule Development and Preparations
– Secondary Level18
Section 18. Employee Facilities.....20
Section 19. Environmental Concerns.....21
Section 20. Student Records21

ARTICLE 7 - WORKDAY AND WORKYEAR

Section 1. Workday.....23
Section 2. Workyear.....23

ARTICLE 8 - VACANCIES: RECRUITMENT AND SELECTION

Section 1. Vacancies25
Section 2. Announcement of Vacancies25
Section 3. Time Line in Filling Vacancies25
Section 4. Procedures to be Followed in Hiring New Employees
to Fill Vacancies25
Section 5. Selection.....26

ARTICLE 9 - VOLUNTARY TRANSFER AND CHANGE OF ASSIGNMENT

Section 1. General.....28
Section 2. Voluntary Transfer to Vacant Position28
Section 3. School Closures and Boundary Changes29
Section 4. Open Transfer Period.....29
Section 5. Placement Pool Transfers29

ARTICLE 10 - INVOLUNTARY TRANSFER

Section 1. General.....30
Section 2. General Procedures30
Section 3. Enrollment Changes, Staffing Ratio Changes, or
Program Reduction30
Section 4. Performance or Staff Relations.....32
Section 5. Best Interest of Educational Program32
Section 6. Compensation32
Section 7. Placement Pool.....33
Section 8. Supplemental Staffing.....33

ARTICLE 11 - ASSIGNMENT AND REASSIGNMENT

Section 1. Assignment34
Section 2. Reassignment34

ARTICLE 12 - EVALUATION

Section 1. Purpose.....35
Section 2. Evaluative Criteria and Indicators35

Classroom Teachers Criteria And Indicators

1. Instructional Skill.....36
2. Classroom Management.....37
3. Professional Preparation and Scholarship.....37
4. Efforts Toward Improvement When Needed.....38
5. The Handling of Student Discipline and Attendant Problems....38
6. Interest in Teaching Students.....38
7. Knowledge of Subject Matter39
8. Interpersonal Relations40

Library Media Specialist Staff Criteria and Indicators

1. Instructional Skill and Interest in Teaching Students40
2. Classroom Management and the Handling of Student
Discipline and Attendance Problems41
3. Professional Preparation and Scholarship
(Program Administration).....42
4. Efforts Toward Improvement When Needed.....42
5. Knowledge of Subject Matter42
6. Interpersonal Relations43

Instructional Support Staff Criteria and Indicators

1. Knowledge of Scholarship in Special Field.....43
2. Specialized Skills44
3. Management of Special and Technical Environment44
4. The Support Person as a Professional.....45
5. Involvement in Assisting Students, Parents, and
Educational Personnel.....45
6. Interpersonal Relations46

School Nurse Criteria and Indicators

1. Knowledge and Scholarship in Nursing46
2. Specialized Skills47
3. Management of Special and Technical Environment48
4. The School Nurse as a Professional.....48
5. Involvement in Assisting Students, Parents, and
Educational Personnel.....49
6. The School Nurse as a Health Educator49
7. Interpersonal Relations50

Section 3. Observation Process.....50
Section 4. Intervention Assistance.....53
Section 5. Employee Assistance54
Section 6. Probation55
Section 7. Non-Renewal57

	<u>Page</u>
Section 8. Using Information from Other Staff, Parents and Students for Performance Evaluation.....	57
Section 9. Files Related to Article 12	58
 ARTICLE 13 - STAFFING	
Section 1. General Staffing Guidelines.....	59
Section 2. Staffing for the Duration of the Contract.....	60
Section 3. Staffing Contingencies.....	63
 ARTICLE 14 - PERSONNEL FILES	
Section 1. General.....	64
Section 2. Employee Access Procedures	64
Section 3. Placement of Materials	64
Section 4. Restrictions on Access	65
Section 5. Removal of Reprimands	65
Section 6. Building Files.....	65
 ARTICLE 15 - SENIORITY	
Section 1. Program Classes and Categories.....	67
Section 2. Qualification for Inclusion Within a Class and Associated Category	68
Section 3. Seniority Determination.....	69
 ARTICLE 16 - STAFF ADJUSTMENTS	
Section 1. General.....	70
Section 2. Layoff Procedures.....	70
Section 3. Recall Procedures	71
Section 4. Employment Notification.....	72
Section 5. Special Leaves	73
 ARTICLE 17 - LEAVES	
Section 1. Leave of Absence.....	74
Section 2. Leave for Illness, Injury, or Emergency	74
Section 3. Public Health Leave.....	77
Section 4. Military Leave.....	78
Section 5. Bereavement Leave.....	78
Section 6. Leave for Religious Purposes	79
Section 7. Leave for Civic Responsibility	79
Section 8. Leave for Educational Purposes	80
Section 9. Child Care Leave	80
Section 10. Leave Without Pay.....	81
Section 11. Benefits Upon Reemployment.....	81
Section 12. Leave Sharing	81
Section 13. Job Sharing	83
Section 14. Family Medical Leave	84

ARTICLE 18 - SUSPENSION AND ADVERSE ACTIONS

Section 1. Purpose.....85
Section 2. Administrative Suspension85
Section 3. Adverse Affect.....85

ARTICLE 19 - ACADEMIC FREEDOM

Section 1. General.....86
Section 2. Controversial Issues.....86
Section 3. Selection of Speakers.....87

ARTICLE 20 - INSTRUCTIONAL MATERIALS POLICY

Section 1. General.....90
Section 2. Selection of Materials90
Section 3. Instructional Materials Committee91
Section 4. Challenged Materials92

ARTICLE 21 - PROFESSIONAL INVOLVEMENT

Section 1. General.....94
Section 2. Subject-Matter Advisory Councils94
Section 3. Program Delivery Councils94
Section 4. Student Services Work Load Relief.....96
Section 5. Building-Based Collaborative Budget Review.....96
Section 6. Vocational Advisory Councils.....96

ARTICLE 22 - BASIC SALARY SCHEDULE AND PAY

Section 1. Basic Salary Schedule.....97
Section 2. Placement.....97
Section 3. Movement on Salary Schedule98
Section 4. Pay for Supplemental Compensation.....99
Section 5. Pay for Extended Work.....100
Section 6. Career and Technical Education (CTE) Teachers100
Section 7. Travel101
Section 8. Pay for Supplemental Work.....101
Section 9. Pay for Covering Classes106
Section 10. Pay for In-building Relocation Moves.....107
Section 11. Pay for Relocation Due to Construction Activities107

ARTICLE 23 - PAY WARRANTS

Section 1. Payday.....109
Section 2. Underpayments/Overpayments.....109
Section 3. Assignments of Warrants.....109
Section 4. Electronic Transfer of Pay Warrants109
Section 5. Payroll Deductions.....109
Section 6. Tax-Sheltered Annuities110

ARTICLE 24 - ACTIVITY ASSIGNMENTS AND PAY

Section 1.	Activity Assignments.....	111
Section 2.	Assignment to and Removal from Positions on the Activity Salary Schedule	111
Section 3.	Resignation from Positions on Activity Salary Schedule	111
Section 4.	Evaluation of Performance of Employees in Positions on Activity Schedule	112
Section 5.	Activity Salary Schedule	112

ARTICLE 25 - INSURANCE

Section 1.	Health Insurance	113
Section 2.	Dental Insurance	115
Section 3.	Disability Insurance	115
Section 4.	Life and Accidental Death & Dismemberment Insurance.....	115
Section 5.	Liability Insurance	115
Section 6.	Casualty Insurance.....	115

ARTICLE 26 - SUBSTITUTES

Section 1.	General.....	116
Section 2.	Notice to Association.....	116
Section 3.	Rates of Pay	116
Section 4.	Payday.....	117
Section 5.	Faculty Meetings.....	117
Section 6.	Evaluation	117
Section 7.	Calling Procedures.....	117
Section 8.	Other Terms and Conditions.....	118

ARTICLE 27 - GRIEVANCE PROCEDURE

Section 1.	Purpose.....	120
Section 2.	Definition	120
Section 3.	Procedure	120
Section 4.	Time Limits.....	122
Section 5.	Representation	122
Section 6.	Freedom from Reprisal	122
Section 7.	Assistance in Investigation	122
Section 8.	Attendance at Grievance or Arbitration Hearings	123

ARTICLE 28 - CONDITIONS OF AGREEMENT

Section 1.	Separability and Savings.....	124
Section 2.	Duration	124
Section 3.	Reopeners.....	124
Section 4.	Salaries and Compliance.....	125
Section 5.	Contract Waivers	126
Section 6.	Signatories	127

	<u>Page</u>
Memoranda of Agreement/ Understanding:	Regarding Association President Stipend.....128
	Regarding August Salary Advancement for Beginning (No Experience) Teachers.....129
	Regarding Art on a Cart.....130
	Regarding Consulting Work.....131
	Regarding Curriculum.....132
	Regarding Modified Workweek.....133
	Model Schedules for Illustrative Purposes.....136
	Regarding National Board Certification Program.....139
	Regarding New Employee Orientation.....140
	Regarding Public Record Requests.....141
	Regarding Release of Information Pursuant to the No Child Left Behind Act of 2001 (NCLBA).....142
	Regarding Retiree Health Reimbursement Plan.....143
	Regarding Stipends for Serving on the Growth Team of a Teacher Seeking Professional Certification.....144
APPENDIX 1	1.1 - 1.4 Individual Employment Contracts.....145
	1.5A-D Separate Contracts for Supplemental Work 2008-09.....149
	1.5A1-D1 Supplemental Contract Verification 2008-09.....153
	1.5E Learning Improvement Days Verification 2008-09.....157
	1.5F Documentation Worksheet 2008-09.....158
	1.5A-D Separate Contracts for Supplemental Work 2009-10.....159
	1.5A1-D1 Supplemental Contract Verification 2009-10.....163
	1.5E Learning Improvement Days Verification 2009-10.....167
	1.5E Documentation Worksheet 2009-10.....168
	1.5A-D Separate Contracts for Supplemental Work 2010-11.....169
	1.5A1-D1 Supplemental Contract Verification 2010-11.....173
	1.5E Learning Improvement Days Verification 2010-11.....177
	1.5E Documentation Worksheet 2010-11.....178
APPENDIX 2	2.1 Certificated Candidate Recommendation/Reference.....179
	2.2 Environmental Issues.....180
	2.3 Prior Approval of College Credits/Clock Hours for Salary Increments.....181
	2.4 Salary Advancement Request.....182
APPENDIX 3	3.1 Certificated Employees' Salary Schedule, 2008-09.....183
	3.2 High School Activity Salary Schedule for 2008-09.....184
	3.3 Elementary/Middle School Activity Salary Schedule, 2008-09.....185
APPENDIX 4	4.1 School Calendar, 2008-09.....186
	4.2 BSD Grade Deadlines, 2008-09.....187
	4.1 School Calendar, 2009-10.....188
	4.2 BSD Grade Deadlines, 2009-10.....189
	4.1 School Calendar, 2010-11.....190
	4.2 BSD Grade Deadlines, 2010-11.....191

		<u>Page</u>
APPENDIX 5	5.1 Observation Feedback.....	192
	5.2 Annual Summary	193
APPENDIX 6	6.1 Short Term Leave (other than request for emergency).....	194
	6.2 Certificated Ceremony Leave	195
	6.3 Request for Emergency Leave (also to be used for Bereavement Leave).....	196
	6.4 Request for Long Term Leave	197