

8-2-1934

Teachers Tenure

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Teachers Tenure California Initiative 1934-t-2 (1934).
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File: 1934-t-2

8. MUNICIPALITY...
SECTION 2. ANY...
SECTION 3. ANY...

SECTION 4. ANY...
SECTION 5. ANY...

SECTION 6. ANY...
SECTION 7. ANY...
SECTION 8. ANY...

[Handwritten Signature]
DEPUTY
SECRETARY OF STATE
FRANK C. JORDAN
ADVISOR 1934
OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF CALIFORNIA

FILED

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE ELECTORS

o o o o o o o

Proposed Initiative Measure to Repeal the Present Laws of the State of California Relating to Tenure of Teachers in the Public Schools of the State.

The Attorney General has summarized the proposed measure as follows:

TEACHERS TENURE, Initiative. Amends School Code Sections 5,402, 5.510, 5.680, eliminating permanent employee provisions. Repeals Sections 5.500 to 5.504 inclusive, 5.650 to 5.665 inclusive, 5.710 to 5.713 inclusive, relating to classification, dismissal and decrease of permanent employees. Classifies permanent employees as probationary subject to School Code. Declares governing board by unanimous vote, or majority vote with approval of School Superintendent, may dismiss any certificated employee at end of school year.

STATE OF CALIFORNIA

County (or City and County) of.....ss.

To the Honorable Secretary of State of State of California:

We, the undersigned, registered, qualified electors of the State of California, residents of.....County, or City and County of.....in said state, present to the Secretary of State of the State of California this petition, and hereby propose the enactment of the following additions and amendments to the school code of the State of California, by the Initiative Method of legislation, provided for by the constitution of the State of California.

An act to amend Sections 5.402, 5.510, and 5.680, to repeal Article I of Chapter I of Part III of Division V, Section 5.404; to repeal Article I of Chapter III of Part III of Division V, embracing Sections 5.500 to 5.504 inclusive; to repeal Article II of Chapter VII of Part III of Division V, embracing Sections 5.650 to 5.665 inclusive; and to repeal Article VII of Chapter VII of Part III of Division V, embracing Sections 5.710 to 5.713 inclusive, of the School Code, all relating to permanent employees.

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

SECTION 1. Section 5.402 of the School Code is hereby amended to read as follows:

Any person who shall fail to signify his acceptance within twenty days after notice of his election or employment shall have been given him by the clerk or secretary of the governing board of the school district, or shall have been mailed by the clerk or secretary of the governing board by depositing such notice in the United States Post Office, with postage thereon prepaid, addressed to such person at his last known place of address, shall be deemed to have declined the same.

SEC. 2. Section 5.510 of the School Code is hereby amended to read as follows:

Boards of School trustees, and city, and city and county boards of education shall have power and it shall be their duty to classify as probationary employees, those persons employed in positions, requiring certification qualifications for the school year.

SEC.3. Section 5.680 is hereby amended to read as follows:

Boards of School trustees, and city, and city and county boards of education shall have power and it shall be their duty to dismiss probationary employees during the school year for cause only.

SEC. 4. Article I of Chapter I of Part III of Division V, Section 5.404; Article I of Chapter III of Part III of Division V, embracing sections 5.500 to 5.504 inclusive; Article II of Chapter VII of Part III of Division V, embracing sections 5.650 to 5.665 inclusive; and Article VII of Chapter VII of Part III of Division V, embracing sections 5.710 to 5.713 inclusive, of the School Code, are hereby repealed.

SEC. 5. On the date when this act takes effect all school employees heretofore classified as permanent shall be classified as probationary employees, and shall be subject to all the provisions of this code relating to such probationary employees.

SEC. 6. Any certificated employee may be dismissed at the end of any school year by a majority vote of the governing board with the approval of the city or district superintendent, or with the approval of the county superintendent in cases where there is no city or district superintendent, or by a unanimous vote of the governing board.