



California
School
Employees
Association

2045 Lundy Avenue
San Jose, CA 95131

(408) 473-1000
(800) 632-2128

Executive
FAX (408) 321-8227

First Floor
FAX (408) 954-0948

www.csea.com

Rob Feckner
Association President

Denise Jensen
*Interim Executive
Director*

Member of the AFL-CIO

*The nation's largest
independent classified
employee association*



May 27, 2009

Ms. Renee Brunelle
Vice Chancellor of Human Resources
and Employee Relations
San Bernardino Community College District
114 South Del Rosa Drive
San Bernardino, CA 92408

Re: Draft Classified Hiring Process

Dear Ms. Brunelle:

CSEA has received the San Bernardino Community College District's draft Classified Hiring Process (SBCCD CLASSIFIED Hiring Procedures 03-2009 (2)).

We are concerned with numbered paragraph 3 on page four. That paragraph states:

Every Screening Committee shall have at least one management member and one Classified Senate appointee; and where appropriate, an appointee from the Academic Senate.

It is not proper for the classified staff representative to be appointed from or by the Classified Senate. The Education Code provides when a classified staff representative is to be appointed to a task force, committee or other governance group, the exclusive representative shall appoint the representative. Education Code section 70901.2 states as follows:

(a) Notwithstanding any other provision of law, when a classified staff representative is to serve on a college or district task force, committee, or other governance group, the exclusive representative of classified employees of that college or district shall appoint the representative for the respective bargaining unit members. The exclusive representative of the classified employees and the local governing board may mutually agree to an alternative appointment process through a memorandum of understanding. A local governing board may consult with other organizations of classified employees on shared governance issues that are outside the scope of bargaining. These organizations shall not receive release time, right or representation on shared governance task forces, committees, or other governance groups exceeding that offered to the exclusive representative of the classified employees.

Ms. Renee Brunelle
May 27, 2009
Page 2

(b) A local governing board shall determine a process for the selection of a classified staff representative to serve on those task forces, committees, or other governance groups in a situation where no exclusive representative exists.

CSEA is the exclusive representative of classified employees at the San Bernardino Community College District. No memorandum of understanding has been mutually agreed upon for an alternative process. Therefore, CSEA has the right to appoint the representative for classified staff on task forces, committees – such as the Screening Committee – and other governance groups.

CSEA requests that you revise your draft Classified Hiring Process to reflect CSEA's right to appoint any classified representative to Screening Committees. Please notify CSEA of the change at your earliest convenience.

Very Best Regards,



Sonja J. Woodward
Staff Attorney

SJW:ycg

cc: Michael R. Clancy, Chief Counsel
Denise A. Evans, LRR

L:\zsjw\San Bernardino CCD-70901.2.doc