

**TENTATIVE AGREEMENT**  
**Between**  
**FRESNO UNIFIED SCHOOL DISTRICT**  
**and**  
**FRESNO TEACHERS ASSOCIATION**

**February 13, 2014**

**Article 63 – Working Conditions**

**1. GENERAL WORKING CONDITIONS**

- 1.1 The District shall make adequate lunchroom, restroom and lavatory facilities available for unit members' use.
- 1.2 All teachers shall have access to 911 from their classroom(s). FTA and/or affected unit member(s) shall notify the appropriate District department as soon as possible if there is a problem with such access.
- 1.3 No unit member shall be required to transport pupils in a private vehicle.

**2. WORK PLACE SAFETY**

- 2.1 Bargaining unit members shall not be required to work under unsafe conditions or to perform tasks which endanger their health or safety which have been brought to the attention of the District.
- 2.2 When a unit member reports unsafe or hazardous conditions, the site administration shall investigate. When the unsafe or hazardous condition is confirmed by the District to exist, the District shall take steps to correct the condition within a reasonable period of time.
- 2.3 If a unit member is attacked, assaulted or physically threatened by a student while on duty, the unit member shall report the incident in full detail to his/her immediate supervisor within 24 hours of the incident. The District shall thereafter submit a report to the appropriate law enforcement authorities.

**3. NOTICE TO UNIT MEMBERS**

- 3.1 Pursuant to Education Code section 49079, a unit member shall be informed in writing at the time a student is enrolled in his/her class, or as soon as the administrator knows, of the student's history of violent behavior or conduct which caused, or was a threat to cause, bodily injury to another person. Any information received by a unit member pursuant to this provision shall be maintained in confidence and shall not be further disseminated by the unit member.

3.1.1 The site administration shall inform any other unit members who, in the judgment of the administration, should also be aware of a particular student's history of violent behavior or conduct, which caused, or threatened to cause, bodily injury to another person. All information regarding a particular student's history is confidential and shall not be further disseminated by the unit member.

3.2 The District shall make every reasonable effort to notify unit members of specific threats to teachers of physical violence and/or the presence of weapons or criminal activity on or in the immediate vicinity of the school site.

#### 4. **INVESTIGATION BY DISTRICT**

4.1 The District will investigate any reports of work place violence or harassment or threatened violence and reasonably pursue all avenues to provide a safe work place.

4.2 After procedures at the school site have been exhausted, the School Building Committee may request that the Division Office review evening activities in terms of time, place, and safety for all participants.

*[MOVED TO 1.3 ABOVE.]*

#### 5. **SUSPENSION OF STUDENTS FROM CLASSROOM**

5.1 A unit member may suspend a student from his/her class for the day of the incident and the day following for any act which would serve as a basis for suspension and/or expulsion under Education Code section 48900. The unit member shall immediately report the suspension to the site administration and send the student to the site administrator for appropriate action. As soon as possible following the suspension from class, the unit member shall contact the student's parent or guardian of the student and arrange a parent/unit member conference regarding the suspension.