

Santa Barbara Unified School District Board Policy

BP 4117.2
4217.2
4317.2

All Personnel

RESIGNATION

Any district employee who desires to resign his/her position shall submit, in writing, a letter of resignation which indicates the date which the employee intends as his/her last day at work. The Governing Board encourages employees to provide advance notice that is appropriate for the position they hold.

The Board authorizes the Superintendent or designee to accept an employee's written resignation and to set its effective date. Once the Superintendent or designee has accepted and set an effective date for this resignation, the resignation may not thereafter be withdrawn by the employee.

The effective date of the resignation shall be a date not later than the close of the school year during which the resignation is received. However, an employee and the Board may agree that a resignation will be accepted at a mutually agreed upon date not later than two years beyond the close of the school year during which the resignation is received by the Board. (Education Code 44930, 45201)

If a certificated employee leaves the employ of the district during the school year without obtaining acceptance of his/her resignation, or leaves before the effective date of the resignation, the Superintendent or designee is directed to report this fact, with supporting evidence, to the Commission on Teacher Credentialing. The Commission may suspend the credentials of employees who leave the district in this manner.

(cf. 4117.7 - Employee Status Reports)

Legal Reference:

EDUCATION CODE

- 35161 Board delegation of any powers or duties
- 44242.5 Reports of change in employment status, alleged misconduct
- 44420 Failure to fulfill contract as ground for suspension of diplomas and certificates
- 44433 Unauthorized departure from service as unprofessional conduct
- 44930 Acceptance and date of resignation
- 45201 Power to accept resignation

CODE OF REGULATIONS, TITLE 5

- 80303 Reports of change in employment status
- 80304 Notice of sexual misconduct

COURT DECISIONS

American Federation of Teachers, Local #1050 v. Board of Education of Pasadena Unified School District, (1980) 107 Cal.App.3d 829

SANTA BARBARA UNIFIED SCHOOL DISTRICT
Santa Barbara, California January 26, 2010