

LOU 17: Education Fund and Impact of the Court Cases

❖ Overview

This LOU adds steps to the consultation process for the Education Fund (formerly referred to as the Learning Improvement Fund or LIF) and address the impact of the class size and composition court cases.

❖ Letter of Understanding No. 17 Re: Education Fund and Impact of the Court Cases

1. Education Fund

The Education Fund is established as follows:

- *Effective for the 2014–2015 school year: \$75 million*
- *Effective for the 2015–2016 school year: \$80 million*
- *Effective for the 2016–2017 school year: \$80 million*
- *Effective for the 2017–2018 school year: \$80 million*
- *Effective for the 2018–2019 school year: \$85 million*

Local Consultations

Prior to the start of each school year (and upon ratification in 2014-15) the principal and/or vice-principal of each school in a district will meet with the local union staff representative(s) and either the school staff or the staff committee. The purpose of the meeting is to agree on recommendations to address working and learning needs. The money from the fund will be used for additional bargaining unit employees.

Each school will recommend a staffing allocation plan to the superintendent and the local union president.

District Allocation Plan

The superintendent and the local union president will meet and, after considering the school staffing recommendations, will allocate the Education Fund by mutual agreement. If the superintendent and the local president are unable to agree after making good faith effort to do so, the decision of the superintendent will be the allocation.

2. The Impact of the Court Cases Related to Class Size and Composition

The above Education Fund is subject to the final appellate judgment on the appeal of the 2014 decision of Justice Griffin. If the final judgment affects the content of the collective agreement by fully or partially restoring the 2002 language, the parties will reopen the collective agreement on this issue and the parties will bargain from the restored language. The Education Fund provisions will continue in effect until there is agreement regarding implementation and/or changes to the restored language.

[Note: This LOU incorporates into the 2013-2019 Provincial Collective Agreement the terms of Section C of the September 17, 2014 Memorandum of Agreement originally signed by Peter Cameron for BCPSEA and Jim Iker for the BCTF.]

❖ Relationship to Other Articles

The teacher portion of the LIF fund is no longer in effect for the 2017-18 and 2018-19 school years pursuant to the Memorandum of Agreement *RE: LOU 17: Education Fund and Impact of the Court Cases — Final Agreement*, dated March 9, 2017, paragraph 4.