

**PROMOTION / DEMOTION / REASSIGNMENT**

The Governing Board may promote, demote, and reassign management and confidential employees when such action is determined to be in the best interest of the District. The Board shall consider the recommendation of the Superintendent or designee when making decisions related to promotion, demotion and reassignment.

The Superintendent or designee shall ensure that the District complies with all applicable statutory deadlines and due process procedures.

*(cf. 4317-3 - Personnel Reduction)*

*Legal Reference:*

EDUCATION CODE

*35031 Senior management employee in the classified service; non-re-election*

*44660-44665 Evaluation and assessment of performance of certificated employees*

*44850.1 No tenure in administrative or supervisory positions*

*44896 Transfer of administrator or supervisor to teaching position*

*44951 Continuation in position unless notified (position requiring administrative or supervisory credential)*

*45101 Definitions (including disciplinary action, cause)*

*45113 Rules for classified service in districts not incorporating the merit system*

COURT DECISIONS

*Jefferson v. Compton Unified School District, (1993) 14 Cal.App. 4<sup>th</sup> 32*

*Ellerbroek v. Saddleback Valley Unified School District (1981) 177 Cal.Rptr. 910*

*Hentschke v. Sink, (1973) 34 Cal.App. 3d 19*