

EVERGREEN SCHOOL DISTRICT
STATEMENT OF GRIEVANCE/COMPLAINT FORM

Evergreen Teachers Association Grievant's Name(s)	=====	Step I	Date	=====
District Wide School/Assignment	=====	Step II	Date	=====
Superintendent Supervisor/Relevant Party	__X__	Step III	Date	Nov. 13, 2020
	=====	Step IV	Date	=====

__X__ Supportive evidence
[CDPH Guidelines for Disinfectants](https://files.covid19.ca.gov/pdf/guidance-schools.pdf):https://files.covid19.ca.gov/pdf/guidance-schools.pdf
[Santa Clara County Public Health COVID-19 PREPARED: Reopening of Santa Clara County K-123 Schools for the 2020-2021 School Years](https://www.sccgov.org/sites/covid19/Documents/Reopening-of-Santa-Clara-County-K-12-Schools.pdf):
 https://www.sccgov.org/sites/covid19/Documents/Reopening-of-Santa-Clara-County-K-12-Schools.pdf
[EPA List N: Disinfectants for Coronavirus \(COVID-19\)](https://www.epa.gov/pesticide-registration/list-n-disinfectants-coronavirus-covid-19):
 https://www.epa.gov/pesticide-registration/list-n-disinfectants-coronavirus-covid-19
[Evergreen School District/Evergreen Elementary Teachers Association MOU regarding Distance Learning dated August 13th, 2020](https://evergreenteachersdotorg.files.wordpress.com/2020/08/evergreen_distance_learning_mou_august_13_2020_1.pdf):
 https://evergreenteachersdotorg.files.wordpress.com/2020/08/evergreen_distance_learning_mou_august_13_2020_1.pdf

1. Statement of Grievance Complaint. (Please indicate date, name, location, time.)
Since the beginning of the 2020-2021 school year, the district has been using and applying a disinfectant across the district that is not approved by the Santa Clara County Department of Public Health, the California State Department of Health, nor is on the EPA List of approved disinfectants for addressing COVID-19.

2. For a grievance state the provisions of the contract alleged to have been violated, misinterpreted, or inequitably applied. In case of a complaint state the policy, rule, practice, unfair or inequitable treatment or condition.
Section 3. B. a. & d. of MOU for Distance Learning,

3. Narrative.
The district has acknowledged publicly that a disinfectant was being used that is not included on the EPA List N of approved disinfectants for COVID-19. Both the California Department of Public Health (CDPH) and the Santa Clara County Public Health Department guidelines specify that disinfectants used to kill COVID-19 should come from the aforementioned EPA List N.

4. Remedy Desired.
 - a. **Immediately cease usage of unapproved disinfectant and begin use of an approved disinfectant for COVID-19.**
 - b. **Provide weekly updates to the Association President regarding the district review of the process and approval procedures related to the purchase and use of disinfectant products and any changes made as a result of the review until the matter is fully resolved.**
 - c. **Any and all other remedies that are just and proper.**

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5. Additional Agreement between the District and Association

- a. The District and Association recognize the value of collaborative communication. To ensure the Association's ability to accurately inform members of issues that directly impact them, including but not limited to issues such as safety, working conditions, and workload, the District is committed to working with the Association on apprising Association Leadership of such issues as soon as practicable and in general prior to an announcement to certificated staff.**

Filed by: ETA Interim Grievance Chairs

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Tami Compton

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Date discussed with immediate supervisor: **Not Applicable**

Response due: Dec. 11th, 2020

Disposition/Step I **Not Applicable** _____

Disposition/Step II **Not Applicable** _____

Superintendent/Step III _____

School Board/Step IV _____

Supervisor's signature acknowledging receipt of grievance/date