

DEPARTMENT OF INDUSTRIAL RELATIONS

Office of the Director
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102
Tel: (415) 703-5050 Fax: (415) 703-5058

MAILING ADDRESS:

P. O. Box 420603
San Francisco, CA 94142-0603



February 4, 2011

Oak Grove School District
Modernization Office
6578 Santa Teresa Blvd.
San Jose, CA 95119

Attn.: Bennie Howard, Director of Modernization

RE: Application for Approval of Labor Compliance Program
LCP ID No. 2010.00653

Dear Mr. Howard:

In accordance with the provisions of Title 8, California Code of Regulations; section 16425, the application for approval of Oak Grove School District's Labor Compliance Program is hereby denied. This action is based on the program's failure to establish its ability and capacity to operate an effective labor compliance program in accordance with applicable legal requirements. In particular, the Department is concerned with the lack of experience and training to monitor and enforce all duties as an approved LCP. Your application indicates that staff will spend the equivalent of 5% to 10% of their time performing monitoring duties and made it apparent the LCP work is not the main focus of their job duties. Further, the inadequate legal support submitted supports the recommendation for denial.

For additional information on the current rules applicable to the Labor Compliance Programs please visit our website at www.dir.ca.gov/lcp.asp.

If you have any questions about this determination, please contact Victor Osorio, at 415-703-5054.

Sincerely,

A handwritten signature in black ink, appearing to read "Nance S. Steffen".

Nance S. Steffen, Special Assistant
to the Director of Industrial Relations

cc: Susan Nakagama, Regional Manager, Division of Labor Standards Enforcement