

INTERMEDIATE UNIT 1

SECTION: PROGRAMS

TITLE: ENGLISH AS A SECOND
LANGUAGE (ESL)

ADOPTED: August 12, 2004

REVISED: October 25, 2007

138. ENGLISH AS A SECOND LANGUAGE (ESL)	
1. Purpose	In accordance with the Board's philosophy to provide a quality educational program to all students, the Intermediate Unit shall provide an appropriate planned instructional program for identified students whose dominant language is not English. The purpose of the program is to increase the English language proficiency of eligible students so that they can attain the academic standards adopted by the Board of the home school and achieve academic success. Students who have limited English proficiency (LEP) will be identified, assessed and provided appropriate services.
2. Authority Title 22 Sec. 4.26 42 U.S.C. Sec. 2000d 20 U.S.C. Sec. 6801 et seq	The Board shall adopt a program of educational services for each student whose dominant language is not English. The program shall include bilingual/bicultural or English As a Second Language instruction. The program shall be based on effective research-based theory, be implemented with sufficient resources and appropriately trained staff, and be evaluated periodically.
20 U.S.C. Sec. 6801 et seq	The home school district shall establish procedures for identifying students whose dominant language is not English.
20 U.S.C. Sec. 6801 et seq	The contracted LEP program shall be designed to provide instruction that meets each student's individual needs, based on the assessment of English proficiency in listening, speaking, reading and writing. Adequate content area support shall be provided while the student is learning English, to assure achievement of academic standards.
Pol. 404, 433	The contracted LEP program shall be evaluated for effectiveness as required, based on the attainment of English proficiency, and shall be revised when necessary.
20 U.S.C. Sec. 6801 et seq	Certified professional employees and appropriate support staff, when necessary, shall provide the contracted LEP program.
20 U.S.C. Sec. 6801 et seq	At the beginning of the contracted English as a Second Language program, the Intermediate Unit shall notify parents/guardians of students qualifying for LEP programs regarding the instructional program and parental options, as required by

<p>Section 4.4 (d)(3) of the Pennsylvania State Board of Education Regulations, 22 Pa. Code §4.4(d)(3)</p>	<p>law. Parents/Guardians will be regularly apprised of their student’s progress. Communications with parents/guardians shall be in the language understood by the parents/guardians, whenever possible.</p> <p>The Intermediate Unit shall permit parents to have their children excused from specific instruction only in the limited circumstance described below:</p> <p>When specific instruction which conflicts with their religious beliefs, upon receipt by Intermediate unit of a written request from the parents or guardians.</p> <p>Consequently, a parent may not seek to have his or her child excused from an LEA's core ESL/Bilingual program unless the instruction conflicts with the family's religious belief.</p> <p>Parents may only opt out of supplemental programming/services provided by Title III. This may include, but not be limited to, summer programs, after school programs, tutoring, etc.</p>
<p>20 U.S.C. Sec. 6801 et seq</p>	<p>The Intermediate Unit shall maintain an effective means of outreach to encourage parental involvement in the education of their children.</p>
<p>3. Delegation of Responsibility</p>	<p>The Executive Director or designee shall implement and supervise an ESL program that ensures appropriate ESL instruction in each program and complies with federal and state laws and regulations.</p>
<p>20 U.S.C. Sec. 6801 et seq</p>	<p>The Executive Director or designee, in conjunction with appropriate stakeholders, shall develop and disseminate written procedures regarding the ESL program.</p> <p>Additional References:</p> <p>Title VI, Civil Rights Act of 1964 – 42 U.S.C. Sec. 2000d Equal Education Opportunity Act, amending Education Amendments of 1974 – 20 U.S.C. Sec. 1703</p> <p>No Child Left Behind Act of 2001, P.L. 107-334, 115 Stat., Title III, Language Instruction For Limited English Proficient And Immigrant Students, amends Title III U.S.C. Sec. 6801 et seq</p> <p>School Code 24 P.S. Section 1205.1, 1205.2 State Board of Education Regulations 22 PA Code Sec. 4.13, 4.26 Basic Education Circular July 1, 2001: Educating Students With Limited English Proficiency (LEP) and English Language Learner (ELL)</p> <p>Lau v. Nichols – 1974 Plyler v. Doe – 1982 Castaneda v. Pickard – 1981</p>