

**CHAPTER: INSTRUCTION TITLE: PROGRAMS OF STUDY FOR LIMITED ENGLISH PROFICIENT STUDENTS**

A Limited English Language Learner (EL) in the State of West Virginia is classified according to the Federal government definition in Public Law 114-95, the *Every Student Succeeds Act of 2015* as described in the *Elementary and Secondary Education Act*, section 8101 (20). An EL student is classified as one;

1. who is aged 3 through 21;
2. who is enrolled or preparing to enroll in an elementary school or secondary school;
3. who was not born in the United States or whose native language is a language other than English; or
  - a. who is a native American or Alaska Native, or a native resident of outlying areas; and who comes from an environment where a language other than English has had a significant impact on the individual's level of English language proficiency; or
  - b. who is migratory, whose native language is a language other than English, and who comes from an environment where a language other than English is dominant; and
4. Whose difficulties speaking, reading, writing, or understanding the English language may be sufficient to deny the individual:
  - a. the ability to meet the challenging state academic standards;
  - b. the ability to achieve successfully in classrooms where the language of the instruction is English; or
  - c. the opportunity to participate fully in society.

The criteria for English Language Proficiency (ELP) (exit EL status) are:

1. student no longer meets the definition of EL;
2. student no longer participates in alternative language assistance programs nor receives monitoring services as a former EL; and
3. student scores proficient on the WV ELP Assessment or scores proficient on the Alternate ELP Assessment

The County shall identify EL students within thirty (30) days of enrollment based on criteria established by the WVDE and available through the Office of English as a Second Language (ESL)/West Virginia International Schools.

The County shall use the ELP standards as a framework for providing an effective language instruction educational program (LIEP). The purpose of the LIEP is to facilitate the student's achievement of English proficiency and the academic content standards as set forth in West Virginia Board of Education Policies 2520.1 through ~~45~~ 162, Standards for West Virginia Schools.

The County shall effective teachers, who meet the State licensing requirements for teaching ELs, to deliver the LIEP and shall provide on-going, sustained, annual opportunities for professional development.

The County shall annually address classroom and assessment accommodations through an EL committee for each EL participating in the LIEP.

All public-school students identified as ELs shall participate in the West Virginia Measures of Academic Progress (WVMAP) as set forth in the West Virginia Board of Education Policy 2340 as determined by the EL committee. Using the EL Assessment Participation Form, the committee will annually determine the appropriate accommodations.

The County shall conduct an annual assessment of EL's ELP using the WV ELP Assessment during the testing window established by the WVDE.

The county Title III Director shall be responsible for the collection and maintenance of ~~LEP~~ EL student data using the West Virginia Education Information System (WVEIS).

When the EL is a student with an exceptionality, as identified under West Virginia Board of Education Policy 2419, Regulations for the Education of Exceptional Students and/or Section 504 of The Rehabilitation Act of 1973, Public Law 93-112, the respective IEP Team/EL committee or Section 504 committee/EL committee shall determine the student's appropriate WVMAP assessment participation as set forth in Policy 2340.

The County shall promote the involvement of parents of ELs students in the educational program of their children.

The County shall exit EL students from the LIEP based on criteria established by the WVDE and available through the Office of Federal Programs.

A copy of the English Language Proficiency Standards and Objectives for West Virginia Schools is attached and incorporated by reference into this policy.

Reference: SBP 2417

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