

CLASSIFICATION: Instruction**ADOPTED:** 8/11/10**REVISED:****SUBJECT:** Identification, Assessment, and
Education of English Learners**PAGE:** 1 of 2

The County Board of Education (Board) recognizes its obligation to ensure that students in the schools operated by the County Superintendent of Schools who have limited English proficiency (English learners) have access to a full educational program and an opportunity to achieve at the same academic level as their English-proficient peers.

The Board directs the County Superintendent of Schools to implement and maintain regulations that provide for the identification, assessment, and educational placement of English learners and for their transfer into an English language mainstream classroom as soon as they have acquired a good working knowledge of English.

Education Code section 305 requires all students in California public schools to be taught in English language classrooms. During a temporary transition period, English learners may be placed in a program of structured English immersion. Under circumstances specified in Education Code section 311, a student's parent/guardian may apply for a parental exception waiver to place an English learner in an alternative program. The County Superintendent of Schools shall establish procedures by which parental exception waivers can be submitted and acted upon in accordance with law.

If a request for a parental exception waiver is denied by the County Superintendent of Schools or designee, the parent/guardian shall be advised that he/she may appeal the decision to the County Board of Education. In order to protect student privacy, the Board shall consider the appeal in closed session unless at least five instructional days prior to the date of the hearing the parent/guardian requests in writing that the hearing be a public meeting. Final Board action shall be taken in open session and shall be a matter of public record. The County Superintendent of Schools or designee shall notify the parent/guardian of the Board's decision within seven working days of the determination. The decision of the Board shall be final.

SAN DIEGO COUNTY OFFICE OF EDUCATION

POLICY NO. 6156

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Administrative Regulation: 6156

Legal Reference: Education Code
300, 305, 306, 310, 311, 313, 430, 435, 440, 35146, 48985, 49076, 51101.1, 60810-
60812
California Code of Regulations, Title 5
11301 et seq., 11510 – 11516.7
United States Code, Title 20
6312, 6801 et seq., 7012