

CODE C4
(Required)

ENGLISH LEARNERS

Policy:

It is the policy of the LNSU to ensure that English Learners aged 3-21, including immigrant students, have equitable access to academic and extracurricular school programming as required by law.

Definition:

For purposes of this policy and administrative rules and procedures developed pursuant to this policy:

English Learner: The term “English learner”, when used with respect to an individual, means an individual:

1. who is aged 3 through 21;
2. who is enrolled or preparing to enroll in an elementary school or secondary school;
3.
 - A. who was not born in the United States or whose native language is a language other than English;
 - B.
 - i. who is a Native American or Alaska Native, or a native resident of the outlying areas; and
 - ii. 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
 - C. who is migratory, whose native language is a language other than English is dominant; and
4. whose difficulties in 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 successfully achieve in classrooms where the language of instruction is English; or
 - C. the opportunity to participate fully in society.

Implementation:

The superintendent or the superintendent’s designee shall be responsible for

developing and implementing procedures to comply with federal and state laws, which define standards for serving students who are English learners.

Date Updated: 9/13/21
Date Warned: 7/13/17
Dated Adopted: 7/24/17
Legal Reference(s): 42 U.S.C. §§ 2000 d et seq. (Title VI of the Civil Rights Act of 1964);
20 U.S.C. 6802 et seq. (English Language Acquisition, Enhancement, and Academic Achievement Act)
20 U.S.C. § 7801(20) (Definition of English Learner)
ESEA Section 8101(20)
34 C.F.R. Part 100 9 V.S.A. § 4502 (Discrimination, public accommodations)
Vermont State Board of Education Manual of Rules and Procedures § 1250