

## **MIDDLETOWN UNIFIED SCHOOL DISTRICT**

### **Regulation 4112.22: Staff Teaching English Learners**

**Original Adopted Date: 1/17/2024**

#### **Definitions**

English learner means a student who is age 3-21 years, who is enrolled or is preparing to enroll in an elementary or secondary school, and whose difficulties in speaking, reading, writing, or understanding the English language may be sufficient to deny the student the ability to meet state academic standards, the ability to successfully achieve in classrooms where the language of instruction is English, or the opportunity to participate fully in society. An English learner may include a student who was not born in the United States or whose native language is a language other than English; a student who is Native American or Alaska Native, or a native resident of the outlying areas, 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 a student 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. (Education Code 306; 20 USC 7801)

Instruction for English language development (ELD) means instruction designed specifically for English learners to develop their listening, speaking, reading, and writing skills in English. (Education Code 44253.2)

Specially designed academic instruction in English (SDAIE) means instruction in a subject area, delivered in English, that is specially designed to meet the needs of English learners. (Education Code 44253.2)

Primary language instruction includes both primary language development designed to develop English learners' listening, speaking, reading, and writing skills in their primary language and content instruction delivered in the primary language in any subject area. (Education Code 44253.2)

#### **Teacher Qualifications**

Only a teacher who possesses an appropriate authorization issued by the Commission on Teacher Credentialing (CTC) shall provide ELD, SDAIE, and/or primary language instruction in a class with one or more English learners.

The district may, for the purpose of providing primary language instruction, hire bilingual teachers who are employed in public or private schools of a foreign country, state, territory, or possession, provided such teachers speak English fluently and hold the necessary sojourn credential issued by the CTC. After the initial two-year sojourn credential expires, the teacher may annually apply to the CTC for an extension for a total period of not more than five years. Any application for renewal shall include verification by the Superintendent or designee that termination of the employment would adversely affect an existing bilingual program and that attempts to secure the employment of a qualified certificated California teacher have been unsuccessful. (Education Code 44856)

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 80015	Requirements for the CLAD certification or English learner authorization
5 CCR 80015.1-80015.4	Requirements for the CLAD; English learner authorization or bilingual authorization
5 CCR 80021	Short-term staff permit
5 CCR 80021.1	Provisional internship permit
5 CCR 80024.7-80024.8	Emergency CLAD and bilingual permits
Ed. Code 306	<a href="#">Definition; English learner</a>
Ed. Code 44253.1-44253.11	<a href="#">Qualifications of teachers of English learners</a>
Ed. Code 44258.9	<a href="#">County superintendent review of teacher assignment</a>
Ed. Code 44259.5	<a href="#">Standards for teacher preparation</a>
Ed. Code 44380-44386	<a href="#">Alternative certification</a>
Ed. Code 44856	<a href="#">Employment of teachers from foreign countries</a>
Ed. Code 52160-52178	<a href="#">Bilingual Bicultural Act of 1976</a>
Ed. Code 62001-62005.5	<a href="#">Evaluation and sunseting of programs</a>
<b>Federal</b>	<b>Description</b>
20 USC 6601-6651	Teacher and Principal Training and Recruiting Fund
20 USC 6801-7014	Limited English proficient and immigrant students
20 USC 7801	<a href="#">Definition of English learner</a>
<b>Management Resources</b>	<b>Description</b>
Commission on Teacher Credentialing Publication	Administrator's Assignment Manual
Commission on Teacher Credentialing Publication	CL-626B Bilingual Authorizations
Commission on Teacher Credentialing Publication	CL-626C Crosscultural, Language and Academic Development (CLAD) Certificate
Commission on Teacher Credentialing Publication	CL-824 Certificate of Completion of Staff Development
Commission on Teacher Credentialing Publication	Frequently Asked Questions Concerning Appropriate Assignment and Authorizations to Serve English Learners in California
Commission on Teacher Credentialing Publication	CL-568 The Sojourn Certificated Employee Credential
Commission on Teacher Credentialing Publication	CL-622 Serving English Learners

Court Decision	Teresa P. et al v. Berkeley Unified School District et al (1989) 724 F.Supp. 698
Website	<a href="#">CSBA District and County Office of Education Legal Services</a>
Website	<a href="#">California Department of Education, English Learners</a>
Website	<a href="#">California Teachers of English to Speakers of Other Languages</a>
Website	<a href="#">California Association for Bilingual Education</a>
Website	<a href="#">Commission on Teacher Credentialing</a>
Website	<a href="#">CSBA</a>
Website	<a href="#">U.S. Department of Education</a>

## Cross References

Code	Description
1312.4	<a href="#">Williams Uniform Complaint Procedures</a>
1312.4-E(1)	<a href="#">Williams Uniform Complaint Procedures</a>
1312.4-E(2)	<a href="#">Williams Uniform Complaint Procedures</a>
4111	<a href="#">Recruitment And Selection</a>
4112.2	<a href="#">Certification</a>
4112.2	<a href="#">Certification</a>
4112.21	<a href="#">Interns</a>
4112.21	<a href="#">Interns</a>
4113	<a href="#">Assignment</a>
4113	<a href="#">Assignment</a>
4114	<a href="#">Transfers</a>
4117.3	<a href="#">Personnel Reduction</a>
4131	<a href="#">Staff Development</a>
4211	<a href="#">Recruitment And Selection</a>
4222	<a href="#">Teacher Aides/Paraprofessionals</a>
4222	<a href="#">Teacher Aides/Paraprofessionals</a>
4311	<a href="#">Recruitment And Selection</a>
6142.2	<a href="#">World Language Instruction</a>
6142.2	<a href="#">World Language Instruction</a>
6174	<a href="#">Education For English Learners</a>
6174	<a href="#">Education For English Learners</a>