

Certificated Personnel

Staff Teaching Students of Limited English Proficiency

Definitions

Instruction for English language development means instruction designed specifically for limited-English-proficient students 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 limited-English-proficient students. (Education Code 44253.2)

Content instruction delivered in the primary language means instruction in a subject area delivered in the primary language of the student. (Education Code 44253.2)

Teacher Qualifications

The Superintendent or designee shall ensure that a teacher providing instruction for English language development, specially designed academic instruction in English (SDAIE) and/or content instruction in any student's primary language possesses the appropriate authorization(s) issued by the Commission on Teacher Credentialing (CTC). (cf. 4112.2 - Certification) (cf. 4112.21 - Interns) (cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act) (cf. 4113 - Assignment) (cf. 4222 - Teacher Aides/Paraprofessionals) (cf. 6174 - Education for English Language Learners)

A teacher without CTC authorization(s) shall be qualified to provide SDAIE if he/she meets all of the following criteria: (Education Code 44253.10; 5 CCR 80016)

1. Has a basic teaching credential.
2. Completes, prior to January 1, 2005, 45 hours of staff development in methods of SDAIE offered through a program approved by the CTC.
3. Was a permanent employee of the District as of January 1, 1999, or was previously a permanent employee and then was employed in any other California public school district within 39 months of the previous permanent status. (cf. 4131 - Staff Development)

To satisfy the above staff development requirement, the teacher may instead complete any equivalent three semester unit or four quarter unit class at a regionally accredited college or university. (Education Code 44253.10)

A teacher who has completed the above training may provide SDAIE and English language development in any departmentalized teaching assignment consistent with the teacher's basic credential. The teacher may provide instruction for English language development in a self-contained classroom if he/she has accomplished one or both of the following: (Education Code 44253.10; 5 CCR 80016)

1. Has taught for at least nine years in California public schools, certifies that he/she has had experience or training in teaching limited-English-proficient students, and authorizes verification by the entity that issued a certificate of completion for the staff development.
2. Has completed, within three years of completing the staff development described above and before January 1, 2008, an additional 45 hours of staff development, including SDAIE and English language development training.

AR 4112.22(b)

During the period when the teacher is pursuing training in instruction for English language development or SDAIE, he/she may be provisionally assigned to provide that instruction. (Education Code 44253.10)

Legal Reference:

EDUCATION CODE

10600-10610 California Education Information System
44225 Duties of the Commission on Teacher Credentialing
44253.1-44253.10 Certification for bilingual-crosscultural competence
44259.5 Standards for teachers of all students, including
English language learners
44380-44386 Alternative certification
44760-44763 Teacher supply and demand reporting
52160-52178 Bilingual-Bicultural Act of 1976
52180-52186 Bilingual teacher training assistance program
62001-62005.5 Evaluation and sunseting of programs

CODE OF REGULATIONS, TITLE 5

6100-6125 Teacher qualifications, No Child Left Behind Act
80016 Certificate of completion of staff development to teach
English learners

UNITED STATES CODE, TITLE 20

1701-1704 Equal educational opportunities
6319 Highly qualified teachers
6601-6651 Training and recruiting high-quality teachers
6801-7014 Language instruction for English learners and immigrant
students
7801 Definitions, highly qualified teacher

CODE OF FEDERAL REGULATIONS, TITLE 34

200.55-200.57 Highly qualified teachers

COURT DECISIONS

Teresa P. et al v. Berkeley Unified School District et al, (1989) 724
F.Supp. 698