### FAQ Bilingual Education Exception and MSaiver

### Overview

This frequently asked questions (FAQ) document policies answers to common questions related to district/local education agency (LEA), including openenrollment charters, and district innovation filling for Bilingual Education Exertion and English as Second anguage (SL) Waiven accordance with TEC §29.054 and FAC §89.1207.

#### General

- 1. DeterminingNeedfor Exception/Waiver
- 2. Charters/DOIs
- 3. Intern/ProbationaryCertificatesandEmergencyPermits
- 4. Content/GraddLevelCertification

Bilinguabr ESICertification

12. ObtainingAppropriateCertificationMid-Year07 (c)10 (a)11.993 (t)9.004 (i)12.998 (o)5 (n)]TJ ET Q q 0 0 61

andBEAFunding

- 16. Comprehensiv PDPlanst BEand ESL
- 1. How do we know if a bilingual education exception needs to be filed? How do we know if an ESL waiver needs to biled?

TACChapter89.1207providesbilingualeducationexceptionandESlwaiverrequirements forall

on the needsfor appropriately certified teachers in bilingual education and ESL programs across the state.

Thefollowing resourcesprovide LEAs with the process of identifying whether their district needs of file a bilingual education exception or ESI waiver. These esources can be found under ^ Z • } µ Œ • at the bottom of the TEABilingual Education Exception and ESI Waiver Application webpage

- x BilinguaEducatiorExceptiorScenarioChain
- x Englishasa SecondLanguage ESL Waiver Scenario Chain

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6. Do specialeducation teachers of emergent bilingual students need to be bilingual, or ESL certified?

If a special education teacher is serving a student in a general education bilingual or ESL classroom through inclusion or a resource time that is not theterire content instructional time, the student still has access to the bilingual or ESL program through the appropriately christianal/EStudent classroomteacher, so the specialeducation teacher would not

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- x If the long-term substitute is covering for a classroom teacher who is appropriately CE š](] (}CE šZ ]o]vPμ o μ š]}v }CE ^> ‰CE}PCE u μš]• classroomandstudentsarenot added to the bilingual education exception on ESI waiver. The students in this š Z c Tasteroom who are being instructed by the long-term substitute will be coded under the appropriate bilingual or Tasteroom.
- x If the long-term substitute is covering for a classroom teacher who sappropriately certified for the bilingual education or ESI program and is currently on leav



Further detail on TSD\$PEIM&oding is provided in the BilingualESIProgramAssociation Code Guide

13. What if our district is filing a bilingual education exception and has not yet begun development the bilingual program, particularly when applying for an exception for languages other than Spanish?

Overall, the bilingual education exception includes two basic types of exceptions cenarios:

- 1) A district hasa bilingualeducationprogram (in any language) and is only missing one or more of the appropriately certified teacher(s).
- 2) The district has met the requirement for providing a bilingual program (in any langbage) hasnot yet begunthe bilingualeducationprogramin the district at any grade level.

In the second scenario above, the district is planning for the number of classrooms and teachers that would be needed in order to provide the bilingual education program for the amount of EB

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