



Arizona State Board of Education

NOTICE OF PUBLIC MEETINGS

Pursuant to Arizona Revised Statutes (A.R.S.) 38-431.02, notice is hereby given to the members of the Arizona State Board of Education and to the general public that the Board will hold a meeting, open to the public, on **Monday, June 8, 2015, at 3:00 PM at the Arizona Department of Education, Room 122**, 1535 W. Jefferson, Phoenix, AZ 85007. A copy of the agenda for the meeting is attached. The Board reserves the right to change the order of items on the agenda, with the exception of public hearings. One or more members of the Board may participate telephonically. Agenda materials can be reviewed online at <http://www.azsbe.az.gov>

Pursuant to A.R.S. §38-431.02 (H), the Board may discuss and take action concerning any matter listed on the agenda.

Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consultation for legal advice with the Board's attorneys concerning any item on this agenda, or for discussion or consultation with the Board's attorneys in order to consider its position and instruct its attorneys regarding the Board's position in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting the State Board Office at (602) 542-5057. Requests should be made as early as possible to allow time to arrange the accommodation.

DATED AND POSTED this 2nd day of June, 2015.

Arizona State Board of Education

By: _____

Christine Thompson
Executive Director
(602) 542-5057

AGENDA
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Monday, June 8, 2015
3:00 PM
Arizona Department of Education, Room 122
1535 W. Jefferson, Phoenix, AZ 85007

3:00 p.m. CALL TO ORDER AND ROLL CALL

GENERAL SESSION

- A. Presentation, discussion and possible consideration regarding the Four-Hour English Language Development Complaint (U.S. Department of Education Office of Civil Rights (OCR) Case Number 08-10-4046 and U.S. Department of Justice (DOJ) Case Number 169-8-81). Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consultation for legal advice with the Board's attorneys and/or for discussion or consultation with the Board's attorneys in order to consider its position and instruct its attorneys in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.

ADJOURN

EXECUTIVE SUMMARY

Issue: Presentation, discussion and possible consideration regarding the Four-Hour English Language Development Complaint (U.S. Department of Education Office of Civil Rights (OCR) Case Number 08-10-4046 and U.S. Department of Justice (DOJ) Case Number 169-8-81). Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consultation for legal advice from the Board's attorneys and/or for discussion or consultation with the Board's attorneys in order to consider its position and instruct its attorneys in pending or contemplated litigation or in settlement discussions conducted in order.

Action/Discussion Item

Information Item

Background and Discussion

Approved by the voters in 2000, Proposition 203 repealed existing bilingual education laws and changed the law to require that all classes be taught in English except that pupils who are classified as English Language Learners (ELL) would be educated separately through Structured English Immersion (SEI). ELL students are identified through language proficiency assessments and placed in SEI classes until proficiency is reached and the student is reclassified. ELL students are assessed annually for proficiency. In 2013, the Board assumed responsibility for the SEI Models.

A discrimination complaint, filed in 2010 with OCR and DOJ under Title VI of the 1964 Civil Rights Act and the Equal Educational Opportunities Act (EEOA), alleges that the State-mandated Structured English Immersion (SEI) program, which requires four hours of English Language Development (ELD) instruction a day, unnecessarily segregates ELLS and denies ELLs equal access to and meaningful participation in the educational programs of Arizona's public schools.

Recommendation to the Board

Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may vote to convene in executive session, which will not be open to the public for discussion or consultation for legal advice from the Board's attorneys and/or for discussion or consultation with the Board's attorneys in order to consider its position and instruct its attorneys in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. In general session, the Board may choose to direct attorneys to proceed as instructed in Executive Session.

Contact Information:

Leslie Cooper, Education Unit Chief Counsel, Office of the Arizona Attorney General