

ESSA Inclusion of ELs (English Learners) in Accountability

The following table outlines the two options specified in ESSA and the proposed regulations for the inclusion of English learners (ELs) in the indicators required to be evaluated for federal accountability.

Option 1

Statute (ESSA)	Proposed Regulation (DOE)	Current Interpretation
Exclude an EL from one administration of the RLA in first year	Exempt an EL from the 1 st admin of the RLA assessment	(Student Assessment) Not to assess a 1 st year EL on RLA, but do it on Math & other subjects
Exclude an EL's results on any of the assessments required under (2)(B)(v)(I) or (2)(G) for the 1 st year in State accountability	For 1 st year: exclude an EL's results under (2)(B)(v)(I) or (2)(G) in calculating the Academic Achievement and Progress in Achieving English Proficiency Indicators	(ACCT) Not to use a 1 st Year EL's results on STAAR or TELPAS in the state accountability
	For 2 nd year and thereafter: include an EL's results under (2)(B)(v)(I) or (2)(G) in calculating the Academic Achievement and Progress in Achieving English Proficiency Indicators	(ACCT) From the 2 nd year and after, use the EL's STAAR results in the Indicator 1 (Academic Achievement), and the TELPAS results in the Indicator 4 (Progress in Achieving English Proficiency)

Option 2

Statute (ESSA)	Proposed Regulation (DOE)	Current Interpretation
Assess an EL on RLA and Mathematics under (2)(B)(v)(I), and report the performance result, in each year.	(no change from statute).	(Student Assessment) Assess every EL in every year including the 1 st year; and report the results.
Exclude an EL's results on the assessments under (2)(B)(v)(I) for the 1 st year in State accountability	(no change from statute).	(ACCT) For 1 st year: exclude an EL's STAAR results in the Indicator 1
For 2 nd year: include a measure of student growth on the assessments under (2)(B)(v)(I)	For 2 nd year: include an EL's growth on the assessments under (2)(B)(v)(I) to calculate the Indicator 2 (Academic Progress) for E/M Schools, and the Indicator 1 for High Schools	For 2 nd year: use an EL's STAAR results in the Indicator 2 for E/M S., and the Indicator 1 for H.S.
For 3 rd year and thereafter: include proficiency on the assessments under (2)(B)(v)(I)	For 3 rd year and thereafter: include proficiency on the assessments under (2)(B)(v)(I) to calculate the Indicator 1	For 3 rd year and thereafter: use an EL's STAAR results in the Indicator 1

Note: Item (2)(B)(v)(I) refers to the Academic Assessments of Mathematics and Reading/LA.

Item (2)(G) refers to the Assessments of English Language Proficiency (TELPAS)

Indicator 1: Academic Achievement; Indicator 2: Academic Progress; Indicator 4: Progress in Achieving English Language Proficiency.