

NOTICE OF RULE ADOPTION—FINAL RULE



STATE OF MISSISSIPPI
{Mississippi Department of Education}
{Office of Innovation and School Improvement}

Department of Education
c/o Quentin Ransburg
Office of Innovative Support
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Specific Legal Authority Authorizing the promulgation of
Rule: {Insert citation to state or federal statute, or
rule _____ NCLB _____}

Reference to Rules repealed, amended or suspended by the
Proposed Rule : {Insert citation to specific rule(s) repealed,
amended or suspended _____}

Date Rule Proposed: August 16, 2007

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:
The Guidelines for English Language Learners (ELL) are being revised to reflect changes required by the U.S.
Department of Education as a result of a monitoring visit report. The ELL Committee of Practitioners provided
input to MDE staff on the revisions to the guidelines as follows:
a) providing criteria for exiting students from English language learner programs (pages 14, 18, and 19)
b) clarifying the exclusion of test scores of first-year English language learner students from Adequate Yearly
Progress (AYP), Achievement Model, and Growth Model calculations which applies only to newly arrived
students living one year or less in the United States (page 23)

The Agency Rule Making Record for this rule including any written comments received during the comment period
and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

[X] An oral proceeding was held on this rule:
Date: August 16, 2007
Time: 10:00 p.m.
Place: Central High School Building
Jackson, MS 39205

[] An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

- [X] This rule as adopted is without variance from the proposed rule.
[] This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form
rather than the substance of the rule.
[] The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of
the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could
be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: August 17, 2007

Quentin Ransburg, Bureau Director