

STUDENTS TO BE TESTED

- x English Language Learners (ELLs): Part 154 of the Regulations of the Commissioner of Education requires that all ELLs be tested annually. All public (including charter) schools must administer the NYSESLAT to all ELLs in Grades K–12, regardless of the physical location of the student, whether a student is identified as a student with a disability, or number of years of service (including six or more years), until proficiency is attained as reflected in the score achieved on the NYSESLAT (or by a combination of scores achieved on the NYSESLAT and Grades 3–8 English Language Arts Examination or Regents Examination in English Language Arts).

Religious and independent schools are strongly encouraged to administer the test to their ELLs. If a religious or independent school receives services or equipment paid for with Title III funds, it must administer the NYSESLAT or an equivalent test to its ELLs annually. High School Equivalency (HSE) programs preparing students for the General Educational Development Test (GED) should not administer the NYSESLAT to any of their students. Valid scores and score reports cannot be provided for students enrolled in HSE programs who take the NYSESLAT.

- x Students with Disabilities : All ELLs with disabilities (identified by the Committee on Special Education (CSE) or by a multidisciplinary team), -6.8 (h)1d [(g Tc p 158.024 and 158.014 (1) (c) 1020 T