



BILL LEE
GOVERNOR

STATE OF TENNESSEE
DEPARTMENT OF EDUCATION
NINTH FLOOR, ANDREW JOHNSON TOWER
710 JAMES ROBERTSON PARKWAY
NASHVILLE, TN 37243-0375

LIZZETTE REYNOLDS
COMMISSIONER

Via Electronic Mail

August 1, 2024

Dr. Tammy Garrett, Director of Schools
Bedford County Schools
500 Madison Street
Shelbyville, TN 37160

Re: Waiver for English as a Second Language (ESL) Programs

Dear Director Garrett:

I am in receipt of your July 25, 2024 waiver request of State Board of Education Rule 0520-01-19 as it relates to alternative English as a Second Language (ESL) service models. You have requested to use an alternative “co-teaching” model and “pull-out model” within Cartwright Elementary School and a “co-teaching” model within Shelbyville Central High School.

Tenn. Code Ann. § 49-1-201(d) grants the commissioner the authority to “waive any state board rule or statute that inhibits or hinders the LEA’s ability to meet its goals or comply with its mission.” On the condition that the school district comply with the provisions of State Board of Education Rule 0520-01-19 by implementing the monitoring steps required under the Rule, your request is hereby granted for the 2024-25 school year.

Please do not hesitate to contact me if you have further questions.

Sincerely,

Lizzette
Reynolds_clb

Digitally signed by
Lizzette Reynolds_clb
Date: 2024.08.02
07:21:46 -05'00'

Lizzette Reynolds
Commissioner



Tennessee Department of Education – Office of The Commissioner

710 James Robertson Parkway - Andrew Johnson Tower, 9th Floor - Nashville, TN 37243

Local Education Agency Waiver Request

Pursuant to Tennessee Code Annotated § 49-1-201(d), upon application by the local education agency (LEA) for one or more of its schools, the commissioner of education may waive any state board rule or statute that inhibits or hinders the LEA's ability to meet its goals or comply with its mission. Please submit completed forms to Commissioner.Education@tn.gov. Following review by the commissioner, the LEA will be notified in writing if the waiver request is approved or denied. Unless otherwise stated, all waivers granted by the commissioner shall be granted for one-year terms.

Waivers may **not** be granted by the commissioner for regulatory or statutory requirements related to:

- (A) Federal and state civil rights;
- (B) Federal, state and local health and safety;
- (C) Federal and state public records;
- (D) Immunizations;
- (E) Possession of weapons on school grounds;
- (F) Background checks and fingerprinting of personnel;
- (G) Federal and state special education services;
- (H) Student due process;
- (I) Parental rights;
- (J) Federal and state student assessment and accountability;
- (K) Open meetings;
- (L) Educators' due process rights;
- (M) Reductions in teachers' salaries;
- (N) Employee rights, salaries and benefits; and
- (O) Licensure of employees.

Local Education Agency:

Bedford County

School Information (if applicable):

School Name: Shelbyville Central High School & Cartwright Elementary

Street: SCHS-401 Eagle Boulevard Cartwright-1753 Fairfield Pike

City: Shelbyville Zip Code: 37160

Please list the statute(s) and/or state board rule(s) for which waiver is being requested:

0520-01-19-.03 IDENTIFICATION, SCREENING, AND SERVICE DELIVERY.

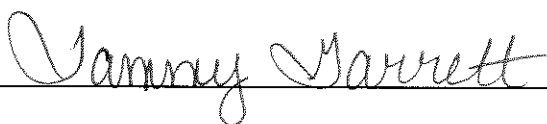
Explanation of how the statute(s) and/or state board rule(s) inhibits or hinders the local education agency's ability to meet its goals or comply with its mission:

Cartwright Elementary is requesting to use the co-teaching model for their ESL students beginning in August. They will use a co-teaching and pull-out as needed. Shelbyville Central High School is also requesting to co-teach English classes for students with adequate language skills. Both schools have scheduled collaborative planning. The current model prevents co-teaching until September 10, 2024. Allowing CES to begin the year using this model would prevent students from having to experience a change in the teaching structure once classes begin.

Expected duration of the condition necessitating this waiver request:

This model goes into effect September 10, 2024, and a waiver would no longer be needed.

Director of Schools (Signature)

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Print Name Tammy Garrett

Date 7/23/2024