

Languages other than English (LOTE)

- (b-1) The State Board of Education by rule shall require that the curriculum requirements for the foundation high school program under Subsection (a) include a requirement that students successfully complete:
 - (5) except as provided under Subsections (b-12), (b-13), and (b-14), two credits in the same language in a language other than English under Section 28.002(a)(2)(A)

- (b-12) In adopting rules under Subsection (b-1), the State Board of Education shall adopt criteria to allow a student to comply with the curriculum requirements for the two credits in a language other than English required under Subsection (b-1)(5) **by substituting two credits in computer programming languages.**

- (b-13) In adopting rules under Subsection (b-1), the State Board of Education shall **allow a student to substitute credit in another appropriate course for the second credit** in the same language in a language other than English otherwise required by Subsection (b-1)(5) if the student, in completing the first credit required under Subsection (b-1)(5), demonstrates that the student is unlikely to be able to complete the second credit. The board rules must establish:
 - (1) the standards and, as applicable, the appropriate school personnel for making a determination under this subsection; and
 - (2) appropriate substitute courses for purposes of this subsection.

- (b-14) In adopting rules under Subsection (b-1), the State Board of Education shall **allow a student** who, due to disability, is unable to complete two courses in the same language in a language other than English, as provided under Subsection (b-1)(5), to **substitute** for those credits **two credits in English language arts, mathematics, science, or social studies or two credits in career and technology education, technology applications,** or other academic electives. A credit allowed to be substituted under this subsection may not also be used by the student to satisfy a graduation credit requirement other than credit for completion of a language other than English. The rules must provide that the determination regarding a student’s ability to participate in language-other-than-English courses will be made by:
 - (1) if the student receives special education services under Subchapter A, Chapter 29, the student’s admission, review, and dismissal committee; or
 - (2) if the student does not receive special education services under Subchapter A, Chapter 29, but is covered by Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794), the committee established for the student under that Act.

Minimum High School Program	Recommended High School Program	Distinguished Achievement Program	Foundation High School Program
None	Two credits in the same language	Two credits in the same language	Two credits in the same language Computer programming languages (other exceptions)

Minimum High School Program	Recommended High School Program	Distinguished Achievement Program	Foundation High School Program
	<p>(5) Languages other than English--two credits. The credits must consist of any two levels in the same language.</p>	<p>(5) Languages other than English--three credits. The credits must consist of any three levels in the same language.</p>	<p>Languages other than English--two credits. The credits must consist of any two levels in the same language or two credits in computer programming languages.</p> <p>(?) if a student, in completing the first credit in a language other than English, demonstrates that the student is unlikely to be able to complete the second credit, the student may substitute...</p> <p>(?) A student who due to a disability, is unable to complete two courses in the same language in a language other than English may substitute two credits in an academic elective (English language arts, mathematics, science, or social studies) or two credits in career and technical education or technology applications for the languages other than English credit requirements. The determination regarding a student's ability to complete two courses in the same language in a language other than English will be made by:</p> <ul style="list-style-type: none"> (i) the student's admission, review, and dismissal (ARD) committee if the student receives special education services under the Texas Education Code (TEC), Chapter 29, Subchapter A; or (ii) the committee established for the student under Section 504, Rehabilitation Act of 1973 (29 United States Code, §794) if the student does not receive special education services under the TEC, Chapter 29, Subchapter A, but is covered by the Rehabilitation Act of 1973.

Considerations:

- A student who has completed the first LOTE credit but who is unlikely to be able to complete the second LOTE credit in the same language must be allowed to substitute credit in another appropriate course, as determined by the SBOE, for the second LOTE credit requirement.
- All students must be allowed to satisfy the two-credit LOTE requirement by substituting two credits in computer programming languages.
- Currently, there are no approved courses in computer programming languages.
- A student who, due to a disability, is unable to complete two LOTE credits in the same language must be allowed to substitute two credits in English language arts, mathematics, science, or social studies or two credits in CTE or technology applications to satisfy the LOTE credit requirements.
- LOTE TEKS review committees are currently meeting and can be directed to adjust courses or develop recommendations for new courses to align with HB 5 requirements.
- AP and IB courses are language specific.

Decision Points:

- Allow AP/IB courses to satisfy LOTE credit requirements?
- Determine allowable substitute courses for students who are unlikely to successfully complete the second LOTE credit requirement.
- Determine the process by which a student who, due to a disability, is unable to complete two credits in the same language in a language other than English will use to substitute an academic elective.
- Determine a process for development of the computer programming languages courses.
- Establish the standards and the appropriate school personnel for making a determination regarding when a student is permitted to substitute for the second LOTE credit requirement.

Example:

Allow students who are unlikely to successfully complete a second credit in a language to satisfy the second LOTE credit requirement with one credit of either the Exploratory Languages or Cultural and Linguistic Topics LOTE courses.