

# Parent/Guardian Rights

**The following are rights that you have as a parent/guardian of an emergent bilingual student regarding your child's educational access and programming:**

1. The right for district personnel to explain the purpose of the Home Language Survey (HLS) and the impact of your responses on your child's education.
2. The right to know that your child will be assessed for English proficiency if a language other than English is stated in the HLS.
3. The right to make a correction on the HLS only if your child has not yet been assessed for language proficiency. If a language other than English is stated in the HLS, your child will be assessed for English proficiency. Parent permission for administering the English language proficiency test is not required.
4. The right to written notice by your district's Language Proficiency Assessment Committee (LPAC) that your child has been classified as an emergent bilingual student in the parents' primary language. The letter the district sends to obtain parental approval for placement in the program must contain the following:
  - Level of English proficiency
  - Description of the program
  - Benefits of the program
5. The right for your child to receive all content instruction as all other children and participate equitably in school.
6. The right to receive information in a language you understand about any other program, service, or activity (Gifted/Talented, Special Education, Career and Technical Education, Dyslexia, etc.).
7. The right to approve bilingual education or ESL program services for your child.
8. The right to request a change in program placement (i.e.; change from one program model to another)
9. The right to deny bilingual education or ESL program services for your child.
10. If you have denied program services for your child in bilingual education or ESL, your child:
  - will still be identified as an emergent bilingual student until he/she meets reclassification criteria
  - participates in annual language proficiency assessment until he/she meets reclassification criteria
11. The right to annually assess your child's English language proficiency in the four language domains of listening, speaking, reading and writing to meet state and federal requirements.
12. The right to receive information on your child's progress on language development.
13. The right to written notice to approve your child's reclassification as English proficient and his or her exit from the bilingual education or ESL program.
14. The right to request continuation of bilingual or ESL program services once your child has been reclassified.

## Resources

[Texas Administrative Code §89.1240](#) – Parental Authority and Responsibility

[www.txel.org](http://www.txel.org) – English Learner Portal (Parents and Families)

Please don't hesitate to contact us if you have any questions at (512) 463-9414 or by email

at [EmergentBilingualSupport@tea.texas.gov](mailto:EmergentBilingualSupport@tea.texas.gov).

