

**AUTHORIZE PAYMENT OF DUE PROCESS AWARD IN THE MATTER OF
LUCY W., ILLINOIS STATE BOARD OF EDUCATION NO. 29996**

THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:

To authorize funds to pay the due process award in the amount of \$67,802.70 to the parents of Lucy W. for reimbursement of costs associated with the special education placement of their daughter.

DESCRIPTION: Plaintiffs filed a due process claim with the Illinois State Board of Education contesting the special education placement of their daughter by the Chicago Public Schools. The due process hearing officer found in favor of the plaintiffs and ordered that the Chicago Public Schools reimburse parents for costs associated with the special education placement of their daughter pursuant to the Individuals with Disabilities Education Act (IDEA).

LSC REVIEW: LSC approval is not applicable to this report.

AFFIRMATIVE ACTION STATUS: None.

FINANCIAL: Charge \$67,802.70 to Office of Specialized Services - Litigated Tort Claims
Budget Classification Fiscal Year 2005.....0963-215-000-7062-5490

GENERAL CONDITIONS:


Inspector General - Each party to the agreement shall acknowledge, in accordance with 105 ILCS 5/24-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21/3 which restrict the employment of or the letting of contracts to, former Board Members during the one year period following expiration or other termination of their terms of office.

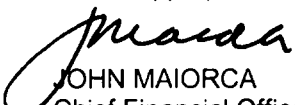
Indebtedness - The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, is hereby incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, is hereby incorporate din to and made a part of the agreement.

Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved

RUTH M. MOSCOVITCH
General Counsel

Within Appropriation:


JOHN MAIORCA
Chief Financial Officer