

April 25, 2007

**APPROVE HEARING OFFICER'S FINDING THAT PUPIL IS A NON-RESIDENT
OF THE CITY OF CHICAGO NOT ENTITLED TO ATTEND THE CHICAGO PUBLIC SCHOOLS
ON A TUITION-FREE BASIS**

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING:

That the Chicago Board of Education: adopt the March 13, 2007 findings of the Board-appointed Hearing Officer from a Pupil Residency Hearing held February 21, 2007, that: (i) the pupil (I.D. No. 42039365) has been and is a non-resident of the City of Chicago not entitled to attend the Chicago Public Schools on a tuition-free basis; and (ii) the pupil's parent(s) is (are) indebted to the Board for non-resident tuition for the pupil's attendance in the Chicago Public Schools since September 2002 in the total amount of \$33,029.87; and reject any objections to the hearing officer's findings filed by the parents on or about March 24, 2007.

DESCRIPTION:

Sections 10-20.12a and 10-20.12b (105 ILCS 5/10-20.12a and 10-20.12b) of the Illinois School Code and Board Rule 5-17 authorize and empower the Board to charge tuition, not exceeding 110% of the per capita cost of maintaining its schools during the preceding school year, to pupils enrolled in the Chicago Public Schools determined to be non-residents of the City of Chicago. Further, section 10-20.12b provides that a hearing be held, when requested by the person who enrolled the pupil, to determine whether or not a pupil who is believed to be a non-resident resides within School District 299. If, after notice of the initial determination of non-residency, the person who enrolled the pupil does not request a hearing or, if requested, the hearing results in a finding that the pupil does not reside in the district, the person who enrolled the pupil shall be charged tuition for the period of non-resident school attendance and the pupil shall be barred from attending school in the district unless the required tuition is paid for the pupil.

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

AFFIRMATIVE ACTION REVIEW: Affirmative action review is not applicable to this report.

FINANCIAL: If the pupil is found to have been a non-resident during any time the pupil attended the Chicago Public Schools, the person(s) who enrolled the pupil shall be charged tuition for that time.

PERSONNEL IMPLICATIONS: None.

Approved for Consideration:



BARBARA J. EASON-WATKINS
Chief Education Officer

Approved:



ARNE DUNCAN
Chief Executive Officer

Noted:



JOHN MAIORCA
Chief Financial Officer

Approved as to Legal Form:



PATRICK J. ROCKS
General Counsel