

**APPROVE SABBATICAL LEAVE AGREEMENT FOR
APPOINTED TEACHER, STEVEN MCILRATH, GRAHAM ELEMENTARY**

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING:

Approve sabbatical leave of absence for Steven McIlrath, appointed teacher, for the period of August 28, 2007 to June 28, 2008 and entry into a Sabbatical Leave agreement with Steven McIlrath in accordance with the Board of Education's Sabbatical Leave Policy (Board Report # 05-0824-PO7) and as more fully set forth below.

DESCRIPTION:

Steven McIlrath meets all of the eligibility requirements for a sabbatical leave and his sabbatical leave shall be subject to the following terms, which are consistent with the Board of Education's Sabbatical Leave Policy.

Eligibility. Steven McIlrath is eligible for a Sabbatical Leave because he 1) is an appointed teacher 2) has completed six (6) or more years of continuous satisfactory service as a teacher 3) he has not been granted a sabbatical leave under this Policy or its predecessor in the previous six (6) years and 4) his position is budgeted for period of the sabbatical leave and he is not otherwise subject to layoff or reassignment under the Reassigned Teachers Policy or other applicable Board policies.

Sabbatical Leave Plan Approval. The Chief Education Officer and the School Principal have approved Steven McIlrath's Sabbatical Leave plan to become a full-time student at the University of Illinois at Chicago's PhD program for Curriculum and Instruction in the Urban Classroom. No change in the plan shall be made except in accordance with the Sabbatical Leave Policy.

Agreement for continued service at the conclusion of leave. As a condition of the leave, Steven McIlrath shall agree in writing that if he fails to return to service at the expiration of the sabbatical leave for a period of at least two (2) years after the expiration of the leave, he shall refund all sums of money paid to him by the Board of Education during his sabbatical leave.

Pay During Sabbatical Leave. Steven McIlrath shall be paid his basic salary, less a deduction of the cost to the Board for providing substitute service during the sabbatical leave. If Steven McIlrath engages in any activity for which he will receive salary or compensation from another employer during the sabbatical leave, the equivalent of that salary or compensation shall also be deducted from his basic salary. If any salary earned during the sabbatical leave activity is greater than or equal to Steven McIlrath's salary minus substitute pay, Steven McIlrath shall receive no pay during the leave. Steven McIlrath is obligated to report to the Department of Human Resources any compensation he receives from another employer during the period of the sabbatical leave.

Proof of Compliance with the Terms of the Sabbatical Leave. Steven McIlrath shall submit proof of compliance with the Sabbatical Leave plan in accordance with the requirements of the Sabbatical Leave Policy.

Form of Agreement. Upon approval of this Board Report by the Board of Education, Steven McIlrath's application for Sabbatical Leave dated May 24, 2007 and approved by the Chief Education Officer, the Sabbatical Leave Policy and this Board Report shall constitute the agreement between the Board of Education and Steven McIlrath. The Board enters into that agreement based upon the foregoing representations. If any of those representations are inaccurate, the Board may declare a breach of the agreement and seek repayment of any sums paid under the agreement or pursue another remedies provided in the Sabbatical Leave Policy. Upon approval of this Board Report, the Department of Human Resources shall transmit a copy of the approved Board Report and the Sabbatical Leave Policy to Steven McIlrath.

Revocation of the Sabbatical Leave. The sabbatical leave may be revoked in accordance with the Sabbatical Leave Policy.

LSC REVIEW:

Steven McIlrath is not an assistant principal or a contract principal; therefore LSC review or approval is not required.

AFFIRMATIVE ACTION STATUS:

Not applicable

FINANCIAL:

Steven McIlrath shall be paid his basic salary, less a deduction of the cost to the Board for providing substitute service during the sabbatical. If Steven McIlrath engages in any activity for which he will receive salary or compensation from another employer during the sabbatical leave, the equivalent of that salary or compensation shall also be deducted from his basic salary. If any salary earned during the sabbatical leave activity is greater than or equal to Steven McIlrath's salary minus substitute pay, Steven McIlrath shall receive no pay during the leave. Steven McIlrath is obligated to report to the Department of Human Resources any compensation he receives from another employer during the period of the sabbatical leave.

BUDGET CLASSIFICATION:

1230-210-000-7608-5110 100

The agreement authorized by the Board Report is not legally binding on the Board if entered into in violation of the provisions of 105 1LCS5/34-21.3 which restricts 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.

This agreement authorized by this Board Report is subject to 105 1LCS 5/34-13.1, which authorizes the Inspector General of the Board of Education of the City of Chicago to conduct certain investigations and provides that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

Approved for Consideration:


Barbara Eason-Watkins
Chief Education Officer


Respectfully submitted:


Arne Duncan
Chief Executive Officer

Within Appropriation:


Pedro Martinez
Chief Financial Officer

Approved as to Legal Form:


Patrick Rocks
General Counsel