

**2009 ANNUAL RESOLUTION DESIGNATING
CERTAIN POSITIONS AS "SPECIAL NEEDS" POSITIONS
PURSUANT TO THE CHICAGO BOARD OF EDUCATION'S RESIDENCY POLICY**

WHEREAS, the Chicago Board of Education ("Board") has the power to require its employees to be residents of the City of Chicago pursuant to Section 34-83.1 of the Illinois School Code (105 ILCS 5/34-83.1); and

WHEREAS, the Board has the power under Section 34-18 of the Illinois School Code, 105 ILCS 5/34-18, to promulgate rules establishing procedures regarding the residence of its employees; and

WHEREAS, the Board, pursuant to the above articulated powers, promulgated its Residency Policy (Board Report 08-0227-PO3) for its employees ("Residency Policy"); and

WHEREAS, the Residency Policy provides that all employees hired on or after November 20, 1996 will be required to be actual residents of the City of Chicago within six months from the day their employment begins but permits the Board to grant three-year "special needs waivers" to certain applicants or employees who apply for a waiver and are hired to "special needs positions" designated by the Board; and

WHEREAS, the Residency Policy requires that, in January or February of each year, the Board designate special needs positions to which special needs waiver will apply.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CHICAGO BOARD OF EDUCATION, THAT

1. The following positions are designated as "special needs positions" for which special needs waivers may be granted in accordance with the Residency Policy.
 - a. *Special education teachers*. This determination is made based on the fact that, as of October 2008, 98 special education teacher vacancies existed.
 - b. *Mathematics teachers*. This determination is made based on the fact that, as of October 2008, 15 mathematic teacher vacancies existed.
 - c. *Science teachers*. This determination is made based on the fact that, as of October 2008, 12 science teacher vacancies existed.
 - d. *Librarians*. This determination is made based on the fact that as of October 2008, 21 librarian vacancies existed.
 - e. *School Psychologists*. This determination is made based on the fact that, as of October 2008, 32 school psychologist vacancies existed.

- f. *Guidance Counselors*. This determination is made based on the fact that, as of October 2008, 10 guidance counselor vacancies existed.
 - g. *Speech Pathologists*. This determination is made based on the fact that, as of October 2008, 10 speech pathologist vacancies existed.
 - h. *School Nurses*. This determination is made based on the fact that, as of October 2008, 4 school nurse vacancies existed.
 - i. *Reading Teachers*. This determination is made based on the fact that, as of October 2008, 10 reading teacher vacancies existed.
 - j. *Bilingual Teachers*. This determination is made based on the fact that, as of October 2008, 21 bilingual teacher vacancies existed.
 - k. *Physical Education Teachers*. This determination is made based on the fact that, as of October 2008, 30 physical education teacher vacancies existed.
 - l. *ROTC Military Instructors, ROTC Supervisor, and ROTC Administrative Assistant*. This determination is made based on the fact that, as of October 2008, 3 ROTC military instructors, ROTC Supervisors and ROTC Senior Administrative Assistant vacancies existed. ROTC military instructors, ROTC Supervisors, and ROTC Senior Administrative Assistants who have previously been hired as non-Chicago residents with a representation that they were exempt from the Residency Policy because they occupied Special Needs positions shall be eligible to apply for a special needs waiver in accordance with the Residency Policy, notwithstanding anything to the contrary in the Residency Policy.
 - m. *Sign language Interpreters*. This determination is made based upon the fact that, as of October 2008, 8 sign language interpreter vacancies existed.
 - n. *Occupational and Physical Therapy*. This determination is made based upon the fact that, as of October 2008, 49 positions are contracted out and 4 occupational and physical therapy vacancies existed.
 - o. *Health Service Nurses*. This determination is made based upon the fact that, as of October 2008, 3 health service nurse vacancies existed.
 - p. *World Language Teachers in Low Incidence Language Course Offerings including Chinese, Arabic, Russian, Latin, and Farsi*. This determination is made based upon the fact that, as of December 2007, 19 actual and anticipated Chinese world language teacher vacancies existed; 3 Arabic world language teacher vacancies existed; and, schools desiring to offer Latin, Russian and Farsi world language courses have been unable to do so due to a critical shortage of qualified world language teachers in those languages.
2. Even though the above-captioned positions have been found to be "special needs" positions, applicants and eligible employees are encouraged to establish or maintain residence in the City of Chicago consistent with the purposes of the Residency Policy.
 3. This Resolution shall be effective upon adoption, and shall replace all prior resolutions or other Board actions that may be construed as conflicting with any provision set forth herein.
 4. This Resolution shall remain in effect until amended by the Board or until the Board adopts a 2009 Annual Resolution Designating Certain Positions as "Special Needs" Positions.