

**APPROVE HEARING OFFICER'S FINDING THAT PUPILS ARE NON-RESIDENTS
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: (i) adopt the January 5, 2010, findings of the Board-appointed Hearing Officer from a Pupil Residency Hearing held December 18, 2009, that the custodial parent, mother, of pupils (ID #38568264) and (ID# 38568205) has been and is a non-resident of the City of Chicago from the time she enrolled the pupils to the present; (ii) hold the pupils' custodial parent accountable as indebted to the Board for non-resident tuition for the pupils' attendance in the Chicago Public Schools from the time of enrollment, September of 2007, to the present in the total amount of \$43,763.36; (iii) reject any objections by the parents to the hearing officer's findings; and (iv) bar the pupils from continued attendance in the Chicago Public Schools unless and until all non-resident tuition owed is paid in full.

DESCRIPTION:

Sections 10-20.12a, 10-20.12b, 10-20.12c-5, and 10-20.12d (105 ILCS 5/10-20.12a, 10-20.12b, 10-20.12c-5, and 10-20.12d) of the Illinois School Code and Board Rule 5-12 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 10-20.12 c-5 provides that a hearing be held, when requested by the person who enrolled the pupils, to determine whether or not a pupil who is believed to be a non-resident resides within the City of Chicago. Pursuant to sections 10-20.12c-5 and 10-20.12d, 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:



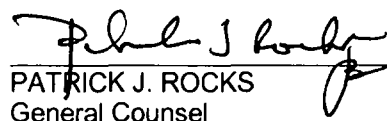
RON HUBERMAN
Chief Executive Officer

Noted:



CHRISTINA HERZOG
Chief Financial Officer

Approved as to Legal Form: 



PATRICK J. ROCKS
General Counsel