

July 27, 2011

**ADOPT FINDING THAT PUPILS ARE NON-RESIDENTS
OF THE CITY OF CHICAGO INDEBTED TO THE
CHICAGO PUBLIC SCHOOLS FOR NON-RESIDENT TUITION**

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING:

That the Chicago Board of Education: (i) finds that the parent of former CPS pupils (ID #42378410 and 42379190) was a non-resident of the City of Chicago for a period of the time the identified students attended the Chicago Public Schools; (ii) holds the pupils' parent accountable as indebted to the Board for non-resident tuition for the pupils' attendance in the Chicago Public Schools for the time of enrollment, which occurred between September 2009 through June 2010, in the amount of \$21,485.14; (iii) rejects any objections by the parent to the Board's findings; and (iv) bars the pupils from continued and/or future attendance in the Chicago Public Schools unless and until all non-resident tuition owed is paid in full.

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 5-12 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 10-20.12b 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 the City of Chicago. 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.

The parent requested a hearing. Ms. Margaret Fitzpatrick, Esq., an independent hearing officer, presided over the hearing on June 1, 2011, in an efficient and impartial manner. The hearing officer submitted a written report summarizing all relevant evidence offered during the hearing, making findings of fact, and determined that the pupils were non-residents and the parent owes non-resident tuition.

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 pupils are found to have been non-residents during any time the pupils attended the Chicago Public Schools, the person(s) who enrolled the pupils shall be charged tuition for that time.


**PERSONNEL
IMPLICATIONS:** None.

Approved:



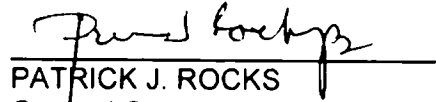
JEAN-CLAUDE BRIZARD
Chief Executive Officer

Noted:



MELANIE A. SHAKER
Interim Chief Financial Officer

Approved as to Legal Form: 



PATRICK J. ROCKS
General Counsel