

River Forest District 90
PRESS Policy Updates – Fall Policy Considerations, 2017

Second Reading – January 16, 2018

[illegible]

Students

School Admissions and Student Transfers To and From Non-District Schools

Age

To be eligible for admission, a child must be 5 years old on or before September 1 of the applicable school term. Based upon an assessment of the child's readiness, a child will be allowed to attend first grade if he or she attended a non-public preschool, continued his or her education at that school through kindergarten, was taught in kindergarten by an appropriately licensed teacher, and will be 6 years old on or before December 31. A child with exceptional needs who qualifies for special education services is eligible for admission at 3 years of age.

Parents/guardians may request early admission to the District's kindergarten program for a child with a September birth date who will be 5 years old during the applicable school term. The Superintendent or designee shall assess the child's readiness to attend school and make the decision accordingly.

A child who had not attained the age of six (6) years on or before the standard entrance age of the current school year (before September 1), even though he/she has attended the District's kindergarten program, an out-of-district public kindergarten or an approved out-of-District private kindergarten, must be assessed by the Superintendent or designee to determine the child's readiness to attend first grade which shall include, unless waived by the Superintendent or designee, a trial period in the District's kindergarten program of not more than six (6) weeks. After such assessment by the Superintendent or designee, the child may be placed in the first grade at the discretion of the Superintendent or designee, if in his/her opinion, the age, maturity, and achievement of the child warrants such placement.

Effective July 2019, a child who is 6 years old on or before September 1 of the current school year must attend first grade, unless the child's IEP team or Section 504 team determines a different grade placement. Parents/guardians may request that a child attend the District's kindergarten program even though the child is required to attend first grade based on his/her age. The Superintendent or designee shall assess the child's academic and developmental levels and take into consideration whether the child attended the District's kindergarten program, an out-of-district public kindergarten or a private kindergarten program. The Superintendent or designee may require the child to attend a trial period in the first grade for a period of not more than six (6) weeks as part of the assessment. The Superintendent or designee will make the final decision concerning appropriate grade level for the child.

Nothing in this Policy prohibits an accelerated placement of a child as provided in this Board Policy.

Admission Procedure

All students must register for school each year on the dates and at the place designated by the Superintendent.

Parents/guardians of students enrolling in the District for the first time must present:

1. A certified copy of the student's birth certificate. If a birth certificate is not presented, the Superintendent or designee shall notify in writing the person enrolling the student that within 30 days he or she must provide a certified copy of the student's birth certificate. A student will be enrolled without a birth certificate. When a certified copy of the birth certificate is presented, the school shall promptly make a copy for its records, place the copy in the student's temporary record, and return the original to the person enrolling the child. If a

Author

Comment [1]: Required by 105 ILCS 5/10-20.12.

Author

Comment [2]: Alternate language: The Superintendent or designee shall create criteria for determining the child's grade placement, which shall include but need not be limited to: the child's maturity and developmental skills; the child's achievement levels; and if the child already attended a public or private kindergarten program.

Author

Comment [3]: Per P.A. 100-0421, the Board is required to have a policy providing for accelerated placements as of July 1, 2018.

person enrolling a student fails to provide a certified copy of the student's birth certificate, the Building Principal shall notify the local law enforcement agency and shall also notify the person enrolling the student in writing that, unless he or she complies within 10 days, the case will be referred to the local law enforcement authority for investigation. If compliance is not obtained within that 10-day period, the Principal shall so refer the case. The Principal shall immediately report to the local law enforcement authority any material received pursuant to this paragraph that appears inaccurate or suspicious in form or content.

2. Proof of residence, as required by Board policy 7:60, *Residence*.
3. Proof of disease immunization or detection and the required physical examination, as required by State law and Board policy 7:100, *Health, Eye, and Dental Examinations; Immunizations; and Exclusion of Students*.

The individual enrolling a student shall be given the opportunity to voluntarily state whether the student has a parent or guardian who is a member of a branch of the U. S. Armed Forces and who is either deployed to active duty or expects to be deployed to active duty during the school year. Students who are children of active duty military personnel transferring will be allowed to enter: (a) the same grade level in which they studied at the school from which they transferred, if the transfer occurs during the District's school year, or (b) the grade level following the last grade completed.

Homeless Children

Any homeless child shall be immediately admitted, even if the child or child's parent/guardian is unable to produce records normally required for enrollment.

Foster Care Students

The Superintendent will appoint at least one employee to act as a liaison to facilitate the enrollment and transfer of records of students in the legal custody of the Illinois Department of Children and Family Services when enrolling in or changing schools.

Student Transfers To and From Non-District Schools

A student may transfer into or out of the District according to State law and procedures developed by the Superintendent or designee. A student seeking to transfer into the District must serve the entire term of any suspension or expulsion, imposed for any reason by any public or private school, in this or any other state, before being admitted into the School District.

LEGAL REF.: Family Educational Rights and Privacy Act, 20 U.S.C. §1232.
McKinney-Vento Homeless Assistance Act, 42 U.S.C. §11431 et seq.
Illegal Immigrant and Immigrant Responsibility Act of 1996, 8 U.S.C. §1101.
Individuals With Disabilities Education Improvement Act, 20 U.S.C. §1400 et seq.
Rehabilitation Act, Section 504, 29 U.S.C. §794.
105 ILCS 5/2-3.13a, 5/10-20.12, 5/10-22.5a, 5/14-1.02, 5/14-1.03a, 5/26-1, 5/26-2,
5/27-8.1, 10/8.1, 45/, and 70/.
325 ILCS 50/ and 55/.
410 ILCS 315/2e.
20 Ill.Admin.Code Part 1290, Missing Person Birth Records and School
Registration.
23 Ill.Admin.Code Part 375, Student Records.

CROSS REF.: 4:110 (Transportation), 6:30 (Organization of Instruction), 7:60 (Residence),
7:70 (Attendance and Truancy), 7:100 (Health, Eye, and Dental Examinations;
Immunizations; and Exclusion of Students), 7:340 (Student Records)

ADOPTED: January 17, 2017

REVISED: _____, 2017

Instruction

Instructional Materials

All District classrooms and learning centers shall have access to teaching tools, textbooks, workbooks, audio-visual materials, technology and equipment to meet the students' needs. The term instructional materials means both print and non-print materials, including electronic materials accessed through the Internet or the cloud, that are used in the educational process. The term "textbook" includes electronic or digital textbooks that are used for educational purposes. Textbooks and instructional materials shall provide effective learning experiences for students and:

1. Enrich and support the curriculum;
2. Stimulate growth in knowledge, literary appreciation, aesthetic values, and ethical standards;
3. Provide background information to enable students to make intelligent judgments;
4. Be representative of the many religious, ethnic, and cultural groups and their contributions to our American heritage; and
5. Depict in an accurate and unbiased way the cultural diversity and pluralistic nature of American society.

A list or description of textbooks and instructional materials used in the District shall be revised by administrators under the Superintendent's direction and shall be made available to the Board and professional staff as a reference. Upon reasonable notice, anyone may inspect any textbook or instructional material.

No R-rated movie shall be shown to students unless prior approval is received from the Building Principal, and no movie rated NC-17 shall be shown under any circumstances. The Superintendent or designee shall give parents/guardians an opportunity to request that their child not participate in a class showing a movie, television program, or other media with an R or equivalent rating. These restrictions apply to television programs and other media with equivalent ratings.

Technology

It is the Board of Education's philosophy that technology and electronic materials must be used as a tool to support and enhance learning, and not a replacement for instruction, interactive learning experiences, or in-person interactions between teachers and students and between peers within the school environment. Instruction shall include a variety of experiences consistent with the developmental levels and needs of the students. Technology and electronic materials shall not be used as the sole learning tool, except where the purposes of the class/lesson is to provide instruction on the use of technology or electronic materials, as required by a student's IEP or Section 504 plan, or as otherwise required by law.

The Superintendent or designee shall provide ongoing professional development for faculty and staff about the optimal use of ~~create guidelines for using~~ technology and electronic materials as instructional materials. Staff members shall select technology and electronic materials in a deliberate and thoughtful manner to expand learning opportunities while balancing the importance of face-to-face instruction, active learning, and social interactions.

Instructional Materials Selection and Adoption

The selection of all textbooks and instructional materials shall be made according to the standards described in this Policy. The School Code governs the adoption and purchase of textbooks and instructional materials.

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LEGAL REF.: 105 ILCS 5/10-20.8, 5/28-19.1, and 5/28-20.

CROSS REF.: 6:220 (Instructional Materials Selection and Adoption), 7:10 (Equal Educational Opportunities), 8:110 (Public Suggestions and Concerns)

ADOPTED: February 21, 2016

REVISED: _____, 2017

Students

Computer Network and Internet Safety, Access and Use

Purpose and Application

This Policy and its implementing Rules and Regulations are intended to serve as a guide to the scope of the District's authority over and the safe and acceptable use of the District's computers, computer network, and Internet access. This Policy governs all use of District computers, hardware, software, communication systems, networks, electronic equipment, data and other technologies, whether now existing or subsequently developed, including any access to the Internet using such resources, which will be collectively referred to in this Policy and its implementing Rules and Regulations as the District's "computer network."

Individuals covered by this Policy include, but are not limited to, students, Board of Education members, employees, school officials, parents, and visiting guests who have access to the District's computer network. Except as otherwise provided in this Policy, the provisions of this Policy shall apply to the use of technology in any District school building, on school grounds, at a school-sponsored activity, and at any location in any manner that would otherwise violate this Policy.

Access to the computer network shall be consistent with and beneficial to the educational mission of the District. Such access shall serve as a natural extension of the educational lessons learned within the classroom by providing access to educational resources and reference materials, by reinforcing the specific subject matter taught, by requiring the use of critical thinking skills, by promoting tolerance for diverse views, and by teaching socially appropriate forms of civil discourse and expression. Therefore, users shall be allowed access to the computer network consistent with the District's curriculum, educational mission and this Policy and its implementing Rules and Regulations.

Rights and Responsibilities

The computer network is part of the educational curriculum and is not a public forum for general use. Access to and use of the computer network is a privilege, not a right, that is extended to staff, students, parents, and other members of the District community. District 90's code of conduct applies to the use of the District's computer network.

The manner in which the computer network is used should not conflict with the basic educational mission of the District. Use of the computer network may be restricted in light of the maturity level of students involved and the special characteristics of the school environment. Therefore, the District shall not permit use of the computer network which: (a) disrupts the proper and orderly operation and discipline of schools in the District; (b) threatens the integrity or efficient operation of the District's computer network; (c) violates the rights of others; (d) is socially inappropriate or inappropriate for a student's age or maturity level; (e) is primarily intended as an immediate solicitation of funds; (f) is illegal or for illegal purposes of any kind; or (g) constitutes gross disobedience or misconduct.

The Board owns the contents of the District's computer network and reserves the right to inspect the contents of the computer network. Individuals using the computer network have no expectation of privacy in any material stored, transmitted, or received via the computer network, including but not limited to District e-mail accounts. Electronic communications and downloaded material, including files deleted from a user's account but not erased, may be monitored or read by school officials.

The District is not responsible for any information, including its accuracy or quality, obtained or transmitted through use of the Internet (except for the District's website). The District is not responsible for any information that may be lost or damaged, or become unavailable when using the computer network, or for any information that is retrieved or transmitted via the Internet.

Curriculum

The use of the District's computer network and technologies available through the District's computer network shall be consistent with Board Policies 6:60, *Curriculum Content*, and 6:210, *Instructional Materials*. [Staff members shall use the District's computer network in a deliberate and thoughtful manner as a tool to enhance students' learning.]

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The Superintendent or designee shall monitor the use of the Internet and materials available through the Internet as part of the curriculum. Staff members may use the Internet and materials available through the Internet as part of the curriculum in accordance with Board policy and any expectations set by the Superintendent or designee.

As required by federal law and Policy 6:60, students will be educated about appropriate Internet behavior, including but not limited to: (a) education about appropriate online behavior, (b) interacting with other individuals on social networking websites and in chat rooms, and (c) cyberbullying awareness and response.

Acceptable Use

All use of the District's computer network must be: (1) in support of education and/or research, and be in furtherance of the District's educational mission, or (2) for a legitimate school business purpose. General rules for behavior and communications apply when using the computer network.

The District's computer network is not intended to be used for non-academic or non-administrative functions, or for personal or recreational use, which include, but are not limited to, illegal, commercial, political, religious or entertainment purposes as more fully described below.

Uses of the computer network that are not acceptable include, but are not limited to, the following:

1. Installing, modifying, uploading or downloading programs, software, or applications that do not comply with Board policy, applicable administrative procedures, and the terms of the *Acceptable Use Agreement*.
2. Engaging in acts of vandalism, which is defined as any malicious attempt to harm or destroy data of another user or the District, including the creation or use of computer viruses.
3. Accessing, submitting, posting, publishing, transmitting or displaying any defamatory, inaccurate, abusive, obscene, profane, sexually oriented, threatening, harassing or illegal material; this includes using the electronic network to engage in cyberbullying as defined by State law.
4. Posting District work product (e.g., test materials, procedures, District publications) on the Internet for public access without prior approval from the Superintendent or designee.
5. Posting, publishing, transmitting, receiving or displaying material for commercial gain.
6. Accessing data maintained by the District in which the individual has not been given proper authorization.
7. Accessing the electronic network when such privilege has been suspended or revoked by the District.
8. Using the electronic network in violation of State or federal law.

E-Mail Use

The District provides email accounts to employees and students as part of the learning environment. The Superintendent or designee shall monitor the use of email. Employees and students may use email only in accordance with Board policy and any expectations set by the Superintendent or designee.

Internet Safety

The District shall implement technology protection measures to protect students from inappropriate content on the Internet. The measures shall include a filtering device(s) that protects against Internet access by users to visual depictions that are obscene, pornographic, or harmful or inappropriate for students, as defined by federal law and as determined by the Superintendent or designee. The Superintendent or designee shall enforce and monitor the use of such filtering device(s). The Superintendent or designee shall establish and implement administrative procedures to address students' use of the Internet, including but not necessarily limited to the following:

1. Ensure staff supervision of student access to online electronic networks,
2. Restrict student access to inappropriate matter,
3. Ensure student and staff privacy, safety, and security when using electronic communications,
4. Restrict unauthorized access, including "hacking" and other unlawful activities,
5. Restrict unauthorized disclosure, use, and dissemination of personal identification information, such as names and addresses, and
6. Measures to restrict student access to harmful materials.

Disclaimer: In compliance with the federal Children's Internet Protection Act (CIPA), the District endeavors to protect users of the District's computer network from websites containing material that is illegal for minors, including, but not limited to, pornography. The District also endeavors to address the safety and security of minors when using e-mail and other forms of direct electronic communications through the computer network. However, the use of employee-provided and student-provided technology to access the Internet cannot be subjected to measures used by the District such as content filters, blocking lists, or monitoring of Internet website traffic for patterns of usage that could indicate inappropriate network usage. Accordingly, employees and students who provide their own technology and/or access to the Internet shall assume any risk associated therewith. The District expressly disclaims any responsibility for imposing content filters, blocking lists or monitoring of employee or student-provided technology and/or devices.

Authorization for Computer Network Access

Each staff member must sign the District's *Authorization for Computer Network Access/Use* form as a condition for using the District's computer network. Each student and his or her parent(s)/guardian(s) must sign the *Authorization for Computer Network Access/Use* form before being granted unsupervised use.

All users of the District's computer network shall maintain the confidentiality of student records. Reasonable measures to protect against unreasonable access shall be taken before confidential student information is loaded onto the computer network or transmitted through the Internet. Users must be aware that the *Freedom of Information Act* and other laws may require the disclosure of records, including but not limited to e-mails, maintained on the District's computer network.

Disciplinary Action

The failure of any student or staff member to follow this Policy or the terms stated in the *Authorization for Computer Network Access/Use* form will result in the loss of privileges, disciplinary action, and/or appropriate legal action at the discretion of the Superintendent or designee. In the case of employees, a

violation may result in suspension without pay or dismissal of employment. In the case of students, a violation may result in out-of-school suspension or expulsion.

Implementation

The Superintendent and Building Principals are authorized to implement this Policy and its Rules and Regulations, and to designate appropriate staff members to assist them in doing so. The Superintendent and Building Principals may also promulgate additional rules, regulations, and other terms and conditions of computer network use as may be necessary to ensure the safe, proper, and efficient operation of the computer network and the individual District schools.

LEGAL REF.: No Child Left Behind Act, 20 U.S.C. §6777.
 Children's Internet Protection Act, 47 U.S.C. §254(h) and (l).
 Enhancing Education Through Technology Act, 20 U.S.C. §6751 *et seq.*
 47 C.F.R. Part 54, Subpart F, Universal Service Support for Schools
 and Libraries.
 Family Educational Rights and Privacy Act, 20 U.S.C. §1232g.
 105 ILCS 5/27-23.7.
 105 ILCS 10/1 *et seq.*

CROSS REF.: 5:100 (Staff Development Program), 5:170 (General Copyright Restrictions and Copyright Restrictions Involving the Development of Instructional Materials and Computer Programs by Employees), 6:40 (Curriculum Development), 6:60 (Curriculum Content), 6:210 (Instructional Materials), 6:220 (Instructional Materials Selection and Adoption), 6:230 (Library Media Program), 6:236 (District Web Publications – Students and Staff), 6:260 (Complaints About Curriculum, Instructional Materials, and Programs), 7:15 (Student and Family Privacy Rights), 7:130 (Student Rights and Responsibilities), 7:140 (Search and Seizure), 7:190 (Student Discipline), 7:310 (Restrictions on Publications), 7:340 (Student Records).

ADOPTED: August 20, 2012

REVISED: April, 2016

Students

Residence

The Board of Education authorizes the Superintendent or designee to develop and administer procedures for determining whether students meet residency requirements. The Superintendent or designee shall enroll or deny enrollment to students based on those procedures. Enrollment may be delayed until a residency investigation has been completed. The District reserves the right to evaluate the evidence presented. Merely presenting the items does not guarantee admission.

1. General Enrollment Procedures

An original birth certificate or certified copy must be furnished at the time of enrollment. The individual enrolling the student must also establish residency in the School District and legal custody of the student.

2. Establishment of Residency

Before a child can be enrolled, proof of residency must be established by completing the Student Residency Questionnaire and presenting the required number of documents from each of the following categories:

Category I (one document required)

- Most recent property tax bill and proof of payment (canceled check or form 1098) (homeowners)
- Mortgage papers (homeowner's closing documents such as settlement statement or loan agreement)
- Signed and dated lease and proof of last two months' payments (canceled check or receipts required) (renters)
- Housing letter (military personnel)
- An agreement of sale for a residential property located within the District's geographic boundaries, signed by the seller and parent / custodian as buyer, which recites a closing date within ninety (90) calendar days after the requesting enrollment date
- Notarized Affidavit of Living with River Forest Resident – Notarized Affidavit of River Forest Occupancy [From Third Party Confirming Occupancy](#)

[Under unusual circumstances, the District may elect to accept substitute documents if the child's family is unable to provide one of the listed items.](#)

Category III (three documents showing proper address required)

- Driver's license
- [Illinois State I.D.](#)
- Vehicle registration
- Voter registration
- Current public aid card
- [Letter from Illinois Department of Public Health with a case number](#)
- Current homeowner's / renter's insurance policy and premium payment receipt
- [Current auto insurance policy and premium payment receipt](#)
- Most recent gas, electric, or water bill within the past ~~three~~ 3 months

[Under unusual circumstances, the District may elect to accept substitute documents if the child's family is unable to provide one of the listed items.](#)

Before a child can be enrolled, the following additional documents may also be required to be submitted to establish proof of residency:

Any agreements, judgments, decrees or other documents (e.g., joint parenting agreements) awarding or giving custody of the student to any person.

3. Establishment of Legal Custody

In determining residency, the residence of the person who has legal custody of a student is deemed to be the residence of the student, as defined by 105 ILCS 5/10-20.12b. The residency for school purposes of special education students will be determined in accordance with 105 ILCS 5/14-1.11 AND 51714-1.11a.

4. Residency Determination Challenge Procedure

If the Superintendent or designee denies enrollment on a tuition-free basis or determines that a student who is attending school in the School District on a tuition-free basis is a nonresident of the District for whom tuition is required to be charged, the following procedure will be followed:

- a. The Superintendent or designee will notify the person who enrolled the student of the amount of the tuition charged that is due to the District for the nonresident student's attendance in the District's schools. The notice shall detail the specific reasons why the Board believes that the student is a nonresident of the District and shall be given by certified mail, return receipt requested, and shall state that, within 10 days after receipt of the notice, the person who enrolled the student may request a hearing to review the residency determination. The notice shall further state that the request for hearing shall be sent by certified mail, return receipt requested, to the Superintendent.
- b. Within ten (10) days after receipt of the request for a hearing, the Board shall notify, by certified mail, return receipt requested, the person requesting the hearing of the time and place of the hearing. The hearing shall be held not less than ten (10) nor more than twenty (20) days after the notice of hearing is given.
- c. The Board or a hearing officer designated by the Board shall conduct the hearing. The Board and the person who enrolled the student may be represented at the hearing by representatives of their choice. At the hearing, the person who enrolled the student shall have the burden of going forward with the evidence concerning the student's residency.
- d. If the hearing is conducted by a hearing officer, the hearing officer, within five (5) days after the conclusion of the hearing, shall send a written report of his/her findings by certified mail, return receipt requested, to the Board and to the person who enrolled the student. The person who enrolled the student may, within five (5) days after receiving the findings, file written objections to the finding with the Board by sending the objections by certified mail, return receipt requested, addressed to the Superintendent.
- e. Whether the hearing is conducted by the Board of Education or a hearing officer, the Board shall, within fifteen (15) days after the conclusion of the hearing, decide whether or not the student is a resident of the District and the amount of any tuition required to be charged as a result of the student's attendance in District schools. The Board shall send a copy of its decision to the person who enrolled the student, and the decision of the Board of Education shall be final.
- f. If a student is determined to be a nonresident of the District for whom tuition is required to be charged, the Board shall refuse to permit the student to continue attending District schools as of a date specified by the Board.

5. Continued Attendance

- a. Currently enrolled students: If a hearing is requested under 4 (a) of the Residency Determination Challenge Procedure to review the Superintendent's or designee's determination that a nonresident student is currently attending the schools of the District

without payment of the tuition required to be charged under Section 10-20.12a, the student may, at the request of the person who enrolled the student continue attendance in District schools pending a final decision of the Board following the hearing. If, after hearing, a student is determined to be a nonresident of the District for whom tuition is required to be charged pursuant to this Section, the Board shall refuse to permit the student to continue attending the schools of the District as of a date specified by the Board. However, the person who enrolled the student shall have the obligation to pay the tuition charged under Section 10-20.12a prorated for the amount of time that the student was in attendance during the pendency of the hearing.

- b. Students not currently enrolled: If the District denies enrollment to a student on the basis of non-residency and the student requests an appeal of such a determination, the student shall not be allowed to enroll in the District on a tuition-free basis during the pendency of the appeal.

6. Military Students

When a student's change of residence is due to the military service obligation of the student's legal custodian, the student's residence is deemed to be unchanged for the duration of the custodian's military service obligation if the student's custodian has made a written request. The District, however, is not responsible for the student's transportation to or from school.

7. Nonresident Enrollment

A student of parent or guardian who is a nonresident may be permitted to enroll in the District on the following condition:

1. The parent or guardian intends to become a resident within ninety (90) school days of the date of the student's enrollment.
2. The parent or guardian presents evidence (closing documents, construction time estimates/applications for occupancy permits) that the parent or guardian is:
 - (a) Purchasing a residence;
 - (b) Constructing a residence; or
 - (c) Remodeling a residence to such an extent that it is currently uninhabitable;

And the parent or guardian will occupy such residence within ninety (90) school days.

3. The parent or guardian tenders a nonresident enrollment application and a certified check payable to the District for each enrolled student equal to ninety (90) school days of tuition. Kindergarten students shall be charged the same tuition rates as students in grades 1-8.

If a parent or guardian establishes residency and presents proof of such residency within ninety (90) school days, the District will return the parent's or guardian's initial deposit in full. If the parent or guardian fails to establish permanent residency in the District within ninety (90) school days from the date of enrollment: (1) the District will retain the parent's or guardian's initial deposit; (2) the parent or guardian will be required to pay tuition for each subsequent school day of attendance by pre-paying tuition on a monthly basis until such occupancy takes place. Tuition payments will not be accepted beyond the school year in which the student enrolls.

Failure to make any required payment under this Section shall result in the District's refusal to permit the student(s) to continue attending school in the District.

8. Homeless Children

a. Definitions

1. Homeless children shall include individuals who:
 - (d) lack a fixed, regular, and adequate nighttime place of abode; or
 - (e) have a primary nighttime residence that is:

- (1) a supervised publicly or privately operated shelter designed to provide temporary living accommodations (including welfare hotels, congregate shelters, and transitional housing for the mentally ill);
 - (2) an institution that provides a temporary resident for individuals intended to be institutionalized; or
 - (3) a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings.
 2. The District is the "school of origin" if the homeless student attended school in the District when last permanently housed or when last enrolled in school.
- b. Transportation
1. If a homeless child, formerly attending school in the District but currently living in the attendance area of another school district, elects to attend school in the District as the "school of origin", the student's parents/guardians are expected to make a good-faith effort to provide transportation to and from school. If the parents/guardians are unable to provide such transportation, the District shall work with the school district in which the homeless child is currently living to apportion responsibility for transporting the homeless child to and from school, subject to paragraph (b) (2) below. If the districts are unable to reach an agreement on the child's transportation, the responsibility and costs for such transportation will be shared equally by the districts.
 2. If a homeless child, formerly attending school in the District but currently living in the attendance area of another school district, elects to attend school in the District as the "school of origin," the District or the student's parents / guardian may request a meeting of the school principal or designee, a teacher of the student, and the parents / guardian to evaluate whether travel to and from the District is in the best interest of the student and the student's family. Such a meeting shall be required if travel to school will be greater than one (1) hour each way. If at such meeting the parties are unable to reach an agreement that such travel is in the best interest of the student and the student's family, the District may elect not to provide transportation for the student to and from school.

c. Appeals Procedures

In the event that the District denies enrollment or transportation to a homeless student as defined herein, such student may appeal the decision to the Regional Superintendent of Schools of Cook County, who shall convene a meeting of all parties and make a decision within five (5) school days. During the pendency of this question, the District shall admit the student and provide transportation to and from school.

9. Criminal Liability

In accordance with Illinois law, a person who knowingly enrolls or attempts to enroll in the schools of a school district on a tuition-free basis a student known by that person to be a nonresident of the District is guilty of a Class C misdemeanor. This criminal penalty does not apply to a person enrolling a foreign exchange student or the Guardianship Administrator of the Department of Children and Family Services.

In accordance with Illinois law, a person who knowingly or willfully presents to any school district any false information regarding the residency of a student for the purpose of enabling that student to attend any school in that district without the payment of a nonresident tuition charge is guilty of a Class C misdemeanor.

The administrator shall refer to the appropriate criminal justice office any instances of suspected violations of the above provisions.

LEGAL REF.: McKinney-Vento Homeless Assistance Act, 42 U.S.C. §11431 et seq.
105 ILCS 5/10-20.12a, 5/10-20.12b, and 5/10-22.5.
105 ILCS 45/ and 70/.
23 Ill.Admin.Code §1.240.
Israel S. by Owens v. Board of Educ. of Oak Park and River Forest High School
Dist. 200, 601 N.E.2d 1264 (Ill.App.1, 1992).
Joel R. v. Board of Education of Manheim School District 83, 686 N.E.2d 650
(Ill.App.1, 1997).
Kraut v. Rachford, 366 N.E.2d 497 (Ill.App.1, 1977).

CROSS REF.: 7:50 (School Admissions and Student Transfers To and From Non-District
Schools), 7:70 (Attendance and Truancy)

ADOPTED: January 17, 2017