

## STUDENTS

### **7:60 Residence**

#### Member Districts

Students who are residents of Member Districts may participate in the programs available through the Special Education District.

#### Residence of Students with Disabilities

The residence of a child with a disability is determined in accordance with 105 ILCS 5/14-1.11, 5.14-1.11a, and 5/14-1.11b.

#### Non-Member Districts

Students who are residents of non-member districts may participate in the programs available through the Member Districts, providing the 'sending district' pay the receiving Special Education District the regular tuition charge as determined by the provisions of the School Code. The sending district shall pay the Special Education District the amount calculated through the use of ISBE Form 50-66A, ISBE Form 50-66B, and ISBE Form 50-66C for the program in which the student is included.

#### Requests for Nonresident Student Attendance in SESE Classrooms/Programs

Nonresident students may attend a South Eastern Special Education classroom or program upon the approval of a request submitted by the student's resident school district for admission. The Director may approve the request subject to the following:

1. The student will attend on a year-to-year basis. Approval for any one year is not authorization to attend a following year.
2. The student will be accepted only if there is sufficient room, as determined by the Director.
3. The student's resident district will be charged the amount of tuition determined by the Director for the specific classroom or program, as allowed by State law.
4. The student's resident district will be responsible for transporting the student to and from school.

The Director shall be responsible for promulgating a set of procedures to implement and enforce this policy. Nothing in this policy shall be construed to require the admission for nonresident students.

#### LEGAL REF.:

42 U.S.C. §11431 et seq., McKinney-Vento Homeless Assistance Act.

105 ILCS 5/10-20.12a, 5/10-20.12b, 5/10-22.5, 5/10-22.5a, 5/14-1.11, 5/14-1.11a, 5/14-1.11b, and 5/26A.

105 ILCS 45/, Education for Homeless Children Act.

105 ILCS 70/, Educational Opportunity for Military Children Act.

23 Ill.Admin.Code §1.240.

Israel S. by Owens v. Bd. of Educ. of Oak Park and River Forest High Sch. Dist. 200, 235 Ill.App.3d 652 (5th Dist. 1992).

Joel R. v. Board of Education of Manheim School District 83, 292 Ill.App.3d 607 (1st Dist. 1997).

Kraut v. Rachford, 51 Ill.App.3d 206 (1st Dist. 1977).

CROSS REF.: 6:140 (Education of Homeless Children), 7:255 (Students Who are Parents, Expectant Parents, or Victims of Domestic or Sexual Violence)

Adopted: July 30, 2025

## **South Eastern Special Education Coop**

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