

School Choice and Supplemental Educational Services

Section A - Introduction

In 2001, NCLB added public school choice and supplemental educational services to Title I of the Elementary and Secondary Education Act. Title I-funded schools, identified by ISBE as in School Improvement, must offer all enrolled students an opportunity to attend a public school within the district that has not been so identified. If there are no qualifying schools in the district that can accept students, the district must try to make cooperative agreements with nearby districts that do have eligible schools. Supplemental educational services refers to free extra academic assistance. Title I-funded schools, identified by ISBE as in School Improvement for 2 consecutive years, must offer supplemental educational services to eligible students.

Section B - School Choice

Legal Authority

1. Elementary and Secondary Education Act
 - a. A district must offer public school choice when a school is identified for improvement and; for corrective action; or for restructuring.
 - b. A district must seek cooperative agreements with other neighboring districts if there are no available choice recipient schools within the district.
2. U.S. Department of Education
 - a. Public school choice, and Notification to eligible students' parents/guardians.
 - b. *Public School Choice Non-Regulatory Guidance*, www.ed.gov/policy/elsec/guid/schoolchoiceguid.doc.
3. The School Code
 - a. A request to transfer a student pursuant to choice provisions should be made at least 30 days before the first day of the school year.
4. Illinois State Board of Education
 - a. *Guidance for Public School Choice Letters*, which includes a web link to sample parent notice letters,
 - b. *NCLB, Public School Choice*, www.isbe.net/nclb/htmls/school_choice.html.

Section C - Supplemental Educational Services

Legal Authority

1. Elementary and Secondary Education Act
 - a. A district must:
 - i. Offer supplemental educational services when a school is identified for improvement; for corrective action; or restructuring.
 - ii. Notify eligible students' parents/guardians of the availability of supplemental educational services.
 - iii. Enter into an agreement with a provider.
 - iv. Evaluate supplemental educational services providers' services.
 - v. Protect the privacy of students who receive supplemental educational services.
2. U.S. Department of Education
 - a. For supplemental educational services, a district must:
 - i. Notify eligible students' parents/guardians.
 - ii. Enter into an agreement with provider(s).

- iii. Evaluate supplemental educational services providers' services.
- 3. Illinois State Board of Education
 - a. 23 IL.Admin.Code Part 675, Providers of Supplemental Educational Services, www.ilga.gov/commission/jcar/admincode/023/02300675sections.html.
 - b. ISBE resources on supplemental educational services, www.isbe.net/ses/html/resources.htm and www.isbe.net/ses/default.htm.
 - c. Parent notification letters, www.isbe.net/ses/word/parent_guardian.doc.

Section D -Exhibit - Resolution Declining Requests to Accept Non-Resident Choice Students

WHEREAS, schools identified for school improvement, corrective action, or restructuring under the federal Elementary and Secondary Education Act, 20 U.S.C. §6316, as added by the No Child Left Behind Act of 2001, must offer their students the choice of attending other schools that have not been so identified (so-called "choice students");

WHEREAS, this School District may be requested by other school districts to accept and enroll students currently attending a school identified for school improvement, corrective action, or restructuring;

WHEREAS, no school in this School District has adequate resources, capacity, and/or staffing that would make it a candidate for accepting non-resident choice students from non-district schools without harming the educational program it currently offers.

THEREFORE, BE IT RESOLVED THAT:

- 1. The District will not enter into intergovernmental agreement to accept non-resident students from non-District schools identified for school improvement, corrective action, or restructuring;
- 2. The District will not accept non-resident choice students for enrollment, other than pursuant to:
 - a. an intergovernmental or cooperative agreement;
 - b. a binding order from a court having appropriate jurisdiction;
 - c. foreign exchange students accepted pursuant to District policy; or
 - d. State or federal law requiring the District to accept a non-resident students.
- 3. The Superintendent shall keep the School Board apprised of any change in conditions that might cause the Board to reconsider this Resolution.

ADOPTED THIS _____ DAY OF _____, 202_, BY THE FOLLOWING VOTE:

AYES:

NAYS:

ABSENT:

ATTEST: _____

PRESIDENT, BOARD OF EDUCATION

SECRETARY, BOARD OF EDUCATION

Approved: March 14, 2011