

ILLINOIS MATHEMATICS AND SCIENCE ACADEMY

SECTION J
STUDENTS**STUDENT RESIDENCY**

In order to attend the Illinois Mathematics and Science Academy each year, a student must be a legal resident of the State of Illinois. In determining residency, the residence of the person who has legal custody of a student is deemed to be the residence of the student.

PROOF OF LEGAL CUSTODY AND RESIDENCY

No parent or guardian will be considered a resident of the State unless that person maintains a bona fide and permanent primary place of abode within the State and lives in the State of Illinois, except when temporarily absent from the State with no intention of changing legal residence to some other state or country. If the student's parent/guardian resides in the State of Illinois, then the student shall be presumed to be a resident of the State of Illinois. If the student lives in the State of Illinois with someone other than the student's parent or guardian the student shall be presumed not to reside in the State of Illinois.

A copy of the child's birth certificate must be furnished prior to the sophomore year. The individual registering the student must establish residency in the State of Illinois and legal custody of the student by the application deadline (March 1). The student must also be enrolled in an Illinois school at the time of application. Exceptions may be made by the Director of Student Life for military families, home-schooled students and extenuating circumstances. The determination of legal custody and residency shall be made in accordance with the following procedures.

Establishment of Residency

Before a child can be registered at the Academy, proof of the child's residency in the State of Illinois must be established by presenting the required number of documents from each of the following categories:

Category I (one document is required by July 1 prior to the sophomore year and in the event of a change of residence)

- Most recent property tax bill (homeowners)
- Mortgage papers (homeowners)
- Signed and dated lease and proof of last two months' payments if lease is not at its inception (canceled check or receipts required) (renters)
- Letter from manager and proof of last two months' payments (canceled checks or receipts required) (trailer park residents)
- Housing letter (military personnel)
- An agreement of sale for a residential property located within the State of Illinois's geographic boundaries, signed by the seller and parent/custodian as buyer, which recites a closing date prior to the date of registration

- Notarized affidavit of residency from the resident owner of property within the State of Illinois where the parent/custodian of the child is living with the owner at no cost

Category II (two documents showing proper address are required by July 1)

- Most recent cable television and/or credit card bill
- Current public aid card
- Current homeowners/renters insurance policy and premium payment receipt
- Most recent gas, electric and/or water bill

Before a child can be registered, 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

The parent/guardian must also complete and sign the Verification of Residency Form.

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. In order to establish legal custody, the individual registering the student must present proof of one of the following:

1. Custody exercised by a natural or adoptive parent with whom the student resides.
2. Custody granted by order of a court of competent jurisdiction to a person with whom the student resides for reasons other than to have access to the educational programs of the Academy.
3. Custody exercised under a statutory short-term guardianship, provided that within sixty (60) days of the student's enrollment a court order is entered that establishes a permanent guardianship and grants custody to a person with whom the student resides for reasons other than to have access to the educational programs of the Academy.
4. Custody exercised by an adult caretaker relative who is receiving aid under the Illinois Public Aid Code for the student who resides with that adult caretaker relative for purposes other than to have access to the educational programs of the Academy.
5. Custody exercised by an adult who demonstrates that, in fact, he or she has assumed and exercises legal responsibility for the student and provides the student with a regular fixed nighttime abode for purposes other than to have access to the educational programs of Academy.

The Director of Student Life shall make a determination of a student's residency. In cases of questionable residency or legal custody, the Director of Student Life will take any or all of the following steps:

1. Advise the adult enrolling the child of the necessity for establishing proof of residency and/or legal custody.
2. Have the adult registering the child complete the Verification of Residency Form and an Affidavit concerning Student Residence.
3. Require the student, the parent/guardian, and/or other persons appropriate to the determination of the student's residency, to submit information relevant to the question of the student's legal residence, and to respond to a residency questionnaire. Any questionnaire or request for information by the Director of Student Life shall allow for the submission of such additional information as the person responding believes relevant to the question of the

student's residency. The Director of Student Life may require the questionnaire and other information to be submitted under oath and within a specific time.

4. Make arrangements for either an employee or agent of the Academy to investigate and report his or her findings to the Director of Student Life.

The Director of Student Life will then determine the disposition of the case in accordance with the Academy criteria regarding residency. If the student does not meet the Academy criteria regarding residence by July 1 and if the Director of Student Life determines the student will be a resident of the State of Illinois by registration day, the Director of Student Life will continue the residency inquiry until registration day, at which time he or she will review any additional documentation submitted by the parent/guardian and make a determination of the student's residency.

STUDENTS DETERMINED TO BE NONRESIDENT

If, after being accepted to the Academy, but before the first date of attendance, a student no longer is a resident of the State of Illinois, that student is no longer eligible to attend the Academy.

If, after commencing attendance at the Academy a sophomore student is no longer a resident of the State of Illinois, and if as of the date of the change in residence the student has not completed a period of one academic quarter at the Academy, the student shall be withdrawn from school at the Academy and will not be eligible to attend the following or ensuing years at the Academy.

If, after commencing attendance at the Academy a student is no longer a resident of the State of Illinois, and if as of the date of the change in residence the student has completed at least a period of one academic quarter at the Academy, the student may complete the current school year if that student and/or parent/guardian pays the prorated cost of the student's tuition, room, board and fees for extracurricular participation at the Academy for the balance of the school year, as determined by the Academy.

Parents/guardians are required to inform the Academy of a change in student residency in writing within seven (7) days of said change. Failure to notify the Academy of a change in residency that causes a student to no longer be a resident of the State of Illinois may be grounds for the student's immediate dismissal from the Academy.

APPEAL OF RESIDENCY DETERMINATIONS

If the Director of Student Life determines that a student who is attending or who has attempted to register at the Academy is not a resident of the State of Illinois, the following procedure will be implemented:

1. The Director of Student Life will notify the person who registered the student of the determination and the reasons therefore. The notice shall be given by certified mail, return receipt requested.
2. Within two (2) business days after receipt of the notice, the person who registered the student may request a hearing with the Principal or designee to review the determination of the Director of Student Life. The request shall be sent by certified mail, return receipt requested, to the Principal.
3. If a hearing is requested, the student may, at the request of the person who registered the student, continue attendance at the Academy pending a final decision of the Principal or designee following the hearing. However, attendance of that student at the Academy shall not relieve any person who registered the student of the obligation to pay the tuition, room, board, and fees for participation in extracurricular activities if the final decision of the

Principal or designee is that the student is not a resident of the State of Illinois.

4. Within five (5) business days after receipt of the request for a hearing, the Principal or designee 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 no more than ten business (10) days after the notice of hearing is given.
5. The Principal or designee shall conduct the hearing. The Principal or designee and the person who registered the student may be represented at the hearing by representatives of their choice. At the hearing, the person who registered the student shall have the burden of going forward with the evidence concerning the student's residency.
6. The Principal or designee shall, within five (5) business days after the conclusion of the hearing, decide whether or not the student is a resident of the State of Illinois, and the consequences of a determination that the student is not.
7. The Principal or designee shall send a copy of its decision to the person who registered the student. This decision shall be final.
8. If a student is determined not to be a resident of the State of Illinois, the student shall be withdrawn from school at the Academy, unless it is determined that the student may continue to attend school at the Academy with the student and/or parent/guardian paying the full cost of the student's tuition, room, board and fees for extracurricular participation at the Academy.

FRAUDULENT REGISTRATION

A person who knowingly registers or attempts to register in the Academy a student known by that person to be a nonresident of the State of Illinois shall be subject to prosecution for said offense.

A person who knowingly or willfully presents to the Academy any false information regarding the residency of a student for the purpose of enabling that student to attend the Academy shall be subject to prosecution for said offense.

ADOPTED: July 29, 1991
AMENDED: November 22, 1993
AMENDED: December 10, 1996
AMENDED: May 23, 2000
AMENDED: March 12, 2001
AMENDED: May 14, 2004
AMENDED: July 27, 2005
AMENDED: March 14, 2007
AMENDED: July 14, 2010