

1 AN ACT concerning schools.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section  
5 10-22.5a and adding Section 34-18.30 as follows:

6 (105 ILCS 5/10-22.5a) (from Ch. 122, par. 10-22.5a)

7 Sec. 10-22.5a. Attendance by dependents of United States  
8 military personnel, foreign exchange students, and certain  
9 nonresident pupils.

10 (a) To enter into written agreements with cultural exchange  
11 organizations, or with nationally recognized eleemosynary  
12 institutions that promote excellence in the arts, mathematics,  
13 or science. The written agreements may provide for tuition free  
14 attendance at the local district school by foreign exchange  
15 students, or by nonresident pupils of eleemosynary  
16 institutions. The local board of education, as part of the  
17 agreement, may require that the cultural exchange program or  
18 the eleemosynary institutions provide services to the district  
19 in exchange for the waiver of nonresident tuition.

20 To enter into written agreements with adjacent school  
21 districts to provide for tuition free attendance by a student  
22 of the adjacent district when requested for the student's  
23 health and safety by the student or parent and both districts  
24 determine that the student's health or safety will be served by  
25 such attendance. Districts shall not be required to enter into  
26 such agreements nor be required to alter existing  
27 transportation services due to the attendance of such  
28 non-resident pupils.

29 (a-5) If, at the time of enrollment, a dependent of United  
30 States military personnel is housed in temporary housing  
31 located outside of a school district, but will be living within  
32 the district within 60 days after the time of initial

1 enrollment, the dependent must be allowed to enroll, subject to  
2 the requirements of this subsection (a-5), and must not be  
3 charged tuition. Any United States military personnel  
4 attempting to enroll a dependent under this subsection (a-5)  
5 shall provide proof that the dependent will be living within  
6 the district within 60 days after the time of initial  
7 enrollment. Proof of residency may include, but is not limited  
8 to, postmarked mail addressed to the military personnel and  
9 sent to an address located within the district, a lease  
10 agreement for occupancy of a residence located within the  
11 district, or proof of ownership of a residence located within  
12 the district.

13 (b) Nonresident pupils and foreign exchange students  
14 attending school on a tuition free basis under such agreements  
15 and nonresident dependents of United States military personnel  
16 attending school on a tuition free basis may be counted for the  
17 purposes of determining the apportionment of State aid provided  
18 under Section 18-8.05 ~~18-8~~ of this Code, provided ~~Act. Provided~~  
19 that any cultural exchange organization or eleemosynary  
20 institutions wishing to participate in an agreement authorized  
21 under this Section must be approved in writing by the State  
22 Board of Education. The State Board of Education may establish  
23 reasonable rules to determine the eligibility of cultural  
24 exchange organizations or eleemosynary institutions wishing to  
25 participate in agreements authorized under this Section. No  
26 organization or institution participating in agreements  
27 authorized under this Section may exclude any individual for  
28 participation in its program on account of the person's race,  
29 color, sex, religion or nationality.

30 (Source: P.A. 89-480, eff. 1-1-97; 89-622, eff. 8-9-96; 90-14,  
31 eff. 7-1-97.)

32 (105 ILCS 5/34-18.30 new)

33 Sec. 34-18.30. Dependents of military personnel; no  
34 tuition charge. If, at the time of enrollment, a dependent of  
35 United States military personnel is housed in temporary housing

1 located outside of the school district, but will be living  
2 within the district within 60 days after the time of initial  
3 enrollment, the dependent must be allowed to enroll, subject to  
4 the requirements of this Section, and must not be charged  
5 tuition. Any United States military personnel attempting to  
6 enroll a dependent under this Section shall provide proof that  
7 the dependent will be living within the district within 60 days  
8 after the time of initial enrollment. Proof of residency may  
9 include, but is not limited to, postmarked mail addressed to  
10 the military personnel and sent to an address located within  
11 the district, a lease agreement for occupancy of a residence  
12 located within the district, or proof of ownership of a  
13 residence located within the district. Non-resident dependents  
14 of United States military personnel attending school on a  
15 tuition-free basis may be counted for the purposes of  
16 determining the apportionment of State aid provided under  
17 Section 18-8.05 of this Code.

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law.