

## **1:10 Cooperative/Joint Agreement Legal Status**

The Illinois Constitution requires the State to provide for an efficient system of high quality public educational institutions and services in order to achieve the educational development of all persons to the limits of their capabilities.

The General Assembly has implemented this constitutional mandate through the creation of joint agreements of various types for the purpose of providing special education services to children with disabilities. Kankakee Area Special Education Cooperative, hereinafter referred to as KASEC, is governed by such mandates.

Special education programs and/or services shall be developed in accordance with the requirements of the Individuals with Disabilities Education Act, Article 14 of the School Code, and their respective implementing rules and regulations.

Consistent with 105 ILCS5/10-22.31, the Kankakee Area Special Education Cooperative Governing Board shall serve as the administrative and legal entity for the Cooperative/Joint Agreement. Pursuant to 105 ILCS5/10-22.31, the Governing Board has appointed an Executive Board to administer the Joint Agreement in accordance with its terms.

The Governing Board constitutes a body corporate that possesses all the usual powers of a corporation for public purposes, and in that name may sue and be sued, purchase, hold and sell personal property and real estate, and enter into such obligations as are authorized by law.

LEGAL REF.: Ill. Constitution, Art. X, Sec. 1.

105 ILCS5/10-1 et seq.

23 Ill. Admin. Code Part 226.

CROSSREF.: 2:10 (Legal Status) 2:20 (Powers and Duties of the Boards; Indemnification)

ADOPTED: November 14, 2019