**Section 401.280 Fiscal Provisions**

a) Tuition charged to a public school district by a provider for the term specified in an individual student's State Board of Education 19-83 Nonpublic Facility Placement Contract shall not exceed the allowable costs approved pursuant to 89 Ill. Adm. Code 900 (Illinois Purchased Care Review Board).

b) A status of "Nonapproved" shall be assigned to any program whose provider has not accepted the rate set by the Illinois Purchased Care Review Board pursuant to 89 Ill. Adm. Code 900 60 days after Illinois Purchased Care Review approval of the rates or within 60 days after SBE approval of the application, whichever occurs later.

c) The tuition charge for all students with disabilities who, pursuant to the IEP, are served in a facility less than full-time shall be prorated according to the percentage of the time the students are actually served in the program.

d) For placements on and after July 1, 2019, providers shall not engage in the following conduct:

1) Pre-bill public school districts;

2) Bill public school districts for services before those services have actually been provided; and

3) Charge parents for special education and related services as outlined in the IEP, or room and board.

e) A provider shall not be prohibited from contracting with any local public school district for individual student services, transportation, diagnosis and evaluation, or other services that have not yet been included in the determination of allowable costs set by the Illinois Purchased Care Review Board.

1) Contracts for any services shall be separate from individual placement agreements.

2) All costs and revenues resulting from contracts shall be included in the facility's rate calculations under Section 14-7.02 of the School Code.

(Source: Amended at 42 Ill. Reg. 6471, effective March 21, 2018)