

TITLE 23: EDUCATION AND CULTURAL RESOURCES  
SUBTITLE A: EDUCATION  
CHAPTER I: STATE BOARD OF EDUCATION  
SUBCHAPTER I: NONPUBLIC ELEMENTARY AND SECONDARY SCHOOLS

PART 425  
VOLUNTARY REGISTRATION AND RECOGNITION OF NONPUBLIC SCHOOLS

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AUTHORITY: Implementing Sections 2-3.25o, 3.51.5, 2-3.155 and authorized by Sections 2-3.6 and 2-3.51.5 of the School Code [105 ILCS 5/2-3.25o, 2-3.51.5, 2-3.155 and 2-3.6] and Section 5 of the Invest in Kids Act [30 ILCS 40/5].

SOURCE: Adopted at 33 Ill. Reg. 17123, effective December 7, 2009; amended at 36 Ill. Reg. 2241, effective January 26, 2012; amended at 37 Ill. Reg. 9492, effective June 19, 2013; amended at 39 Ill. Reg. 2219, effective January 22, 2015; amended at 40 Ill. Reg. 5027, effective March 2, 2016; amended at 42 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 425.100 Necessary Costs and Fees**

This Section provides implementation for the computation of necessary costs and fees as defined in Section 5 of the Invest in Kids Act (the Act) [35 ILCS 40].

- a) For purposes of this Section, "necessary costs and fees" has the same meaning as ascribed in Section 5 of the Act and is the sum total of the following:
- 1) *the customary charge for instruction and use of facilities* (Section 5 of the Act) (i.e., tuition);
  - 2) all charges for required textbooks, instructional materials and technology including costs associated with the administration of State assessments under Section 2-3.64a-5 of the School Code;
  - 3) charges for field trips made during school hours, or made after school hours if the field trip is a required or customary part of a class or

extracurricular activity (e.g., annually scheduled trips to museums, concerts, places of business and industry or field trips related to instruction in social studies, the fine arts, career/vocational education or the sciences);

4) charges for supplies required for a particular class (e.g., shop or home economics materials, laboratory or art supplies);

5) school uniforms; and

6) any other fee that the qualified school charges as a prerequisite for participation in curricular or extracurricular programs.

b) Notwithstanding Section (a), for purposes of this Section, "necessary costs and fees" does not include the following:

1) fees payable only once (Section 5 of the Act) per a student's enrollment within a qualified school;

2) contingent deposits that are refundable in whole or in part (Section 5 of the Act) (e.g., locks, towels, laboratory equipment, uniforms or equipment related to intramural sports, or to fine arts programs);

3) library fines and other charges made for the loss, misuse or destruction of school property (e.g., musical instruments);

4) charges for the purchase of class rings, yearbooks, pictures, diploma covers or similar items;

5) charges for optional travel undertaken by a school club or group of students outside of school hours (e.g., a trip to Spain by the Spanish club or a senior class trip);

6) charges for admission to school dances, athletic events or other social events;

7) optional community service programs for which fees are charged (e.g., preschool, before-and after-school child care, recreation programs).

8) graduation fees (e.g., caps, gowns); and

9) any other optional fee that the qualified school charges for participation in curricular or extracurricular programs.

c) This Section will automatically be repealed on January 1, 2024.

(Source: Added at 42 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)