

## Community Relations

**SUBJECT: USE OF OUTSIDE VENDORS TO PROVIDE SERVICES TO STUDENTS**

The Board of Education recognizes that the value of commercial vendors to provide to students services having a legitimate school purpose. It authorizes the Superintendent of Schools or his/her designee to allow the use of commercial vendors to assist in performing such functions provided they do not violate the New York State Constitution or guidelines established by rulings from the Commissioner of Education.

The use of commercial vendors to market products or services directly to students is authorized under the following conditions:

- a) The activity is allowable as per the NYS Constitution, NYS law or interpretations of NYS law by the rulings and regulations of the Commissioner of Education.
- b) The Superintendent of Schools has approved and authorized the activity as having a legitimate school purpose. The Superintendent of Schools must approve such activity prior to the commencement of any activity related to the service or vendor. The Superintendent will notify the Board of Education when any such approval is given.
- c) All prospective vendors are given full and equal opportunity to compete.
- d) At the high school level, commercial vendors may market and sell products provided that a legitimate student organization is fully involved in the process of selecting the vendor. At all other levels, a group of parents acting on behalf of students must be involved in the selection process.
- e) School personnel may not be involved in any activity associated with the taking of orders, the collection of payment, or the actual distribution of the product or service. School personnel are authorized to distribute informational materials related to pre-approved activities.
- f) Schools may not distribute student mailing information to any vendor.

No other materials of a commercial nature shall be distributed through the children in attendance in the Sweet Home Central School District except as authorized by law, Commissioner's Regulations or Board of Education policy.

New York State Constitution Article 8, Section 1  
8 NYCRR Section 19.6  
Commissioner's Ruling Tarolli v. Liverpool CSD 1998.  
Appeal of Gary Credit Corporation, 26 Ed Dept Rep 414

Adopted: 12/20/11