Contracts

Adopted: 05/11/1967 **| Last Revised:** 01/16/2024 **| Last Reviewed**: 01/16/2024

All contracts between the district and outside agencies shall be prepared under the supervision of the Superintendent or designee, except contracts relating to the acquisition, disposal, or construction of land or facilities may be prepared under the supervision of the Director of Facility Planning.

Contracts relating to the purchase of supplies, materials, apparatus, or equipment shall be treated under Board Policy 3310.

All vendors, contractors, and service providers will sign and adhere to all district forms and agreements unless the Superintendent or designee agrees to modifications.

All contracts shall be ratified by the Board of Education within 45 days of their execution.

Policy Reference Disclaimer:
These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

Legal References:

STATE

CALIFORNIA CODE OF REGULATIONS
5 CCR 15500 Food sales in elementary schools
5 CCR 15501 Food sales in high schools and junior high schools
5 CCR 15575-15578 Requirements for foods and beverages outside the federal meals program

EDUCATION CODE
14505 Provisions required in contracts for audits
17250.10-17250.55 Design-build contracts
17595-17606 Contracts
200-262.4 Prohibition of discrimination
35161 Governing boards; powers and duties
35182.5 Contracts for advertising
45103.1 Personal services contracts
45103.5 Contracts for management consulting services; restrictions
49073.1 Contract requirements for digital storage, maintenance and retrieval of student records
49431-49431.7 Nutritional standards

GOVERNMENT CODE
1090 Prohibition of financial interest in contracts by specified officers
1097.6 Independent contractors
12990 Nondiscrimination and compliance employment programs
53260 Contract provision re maximum cash settlement
53262 Employment contracts
7928.801 Public Records Act; contracts for goods and services
84308 Campaign disclosure

LABOR CODE
1771.8 Private labor compliance entity; potential conflict of interest
1775 Penalties for violations
1810-1813 Working hours

PUBLIC CONTRACT CODE
20104.50 Timely progress payments
20111 Contracts over $50,000; contracts for construction; award to lowest responsible bidder
22300 Performance retentions
4100-4114 Subletting and subcontracting fair practices
6102 Awarding of contracts
7104 Contracts for excavations; discovery of hazardous waste
7106 Noncollusion affidavit

FEDERAL

UNITED STATES CODES
20 USC 1232g Family Educational Rights and Privacy Act (FERPA) of 1974
20 USC 1681-1688 Title IX of the Education Amendments of 1972; discrimination based on sex
CODE OF FEDERAL REGULATIONS
7 CFR 210.1-210.33 National School Lunch Program
7 CFR 220.1-220.21 National School Breakfast Program

MANAGEMENT RESOURCES

PUBLICATION
Student Wellness: A Healthy Food and Physical Activity Policy Resource Guide, April 2006
WEBSITES
CSBA District and County Office of Education Legal Services https://legalservices.csba.org/
CSBA http://www.csba.org/
California Association of School Business Officials http://www.casbo.org/

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Revised:	01/04/1977
Revised:	10/18/1977 (effective 01/01/1978)
Revised:	05/20/1997 (renumbered from 3323 to 3312)
Revised:	01/16/2024