

Business Operations
Ofelia San Pedro, Deputy Superintendent

**SUBJECT: REQUEST AUTHORIZATION FOR THE SUPERINTENDENT OR
DESIGNEE TO AMEND EXISTING RELEVANT CONTRACTS TO
INCLUDE LANGUAGE IN COMPLIANCE WITH THE PROVISIONS
OF THE JESSICA LUNSFORD ACT (2005)**

COMMITTEE: INNOVATION, EFFICIENCY & GOVERNMENTAL RELATIONS

House Bill 1877, The Jessica Lunsford Act (2005), was passed during the 2005 Legislation and signed by Governor Bush on May 2, 2005, with an effective date of September 1, 2005. The legislation amends the background-screening requirements of section 1012.465, Florida Statutes (2004) for all non-instructional school district employees or contractual personnel who are permitted access on school grounds when students are present, to undergo and pass level 2 background screening. Contractual personnel include any vendor, individual or entity under contract with the School Board.

Most District contracts contain the language that would require contractors to comply with the new law. However, the School Board must inform contractors of the requirements of the Jessica Lundsford Act and amend existing contracts accordingly. Some of the affected contracts include vending machines, private/charter bus agreements, professional services agreements, and construction contracts.

A task force comprised of staff from all affected areas, including the Office of Facilities-Construction, Procurement Management Services, Office of Risk and Benefits Management, and the School Board Attorney's Office, has convened to assess the operational and cost implications for implementing this new law. The District is in the process of discussing these requirements with the Department of Education staff and other school districts to determine appropriate actions that can be taken to comply with the new law without negatively impacting the operations of the School District, most notably the District's construction program.

Authorization is requested for the Superintendent or designee to amend existing relevant contracts, which may be subject to the provisions of the Act.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, **AUTHORIZE** the Superintendent or designee to amend existing relevant contracts, to include language in compliance with the provisions of The Jessica Lunsford Act (2005).

OSP/lja