

SYNOPSIS: HB 1347/Privatization

(105 ILCS 5/10-22.34c (a)(3))

Concerning subcontracting for non-instructional services, Public Act 95-241 was enacted to create new requirements that school districts must meet in order to contract with third-party providers of non-instructional services. Of particular relevance - when submitting a bid in any Illinois school district, *with the exception of the Chicago Board of Education*, a third-party provider of non-instructional services also must submit the following:

- Employee benefits comparable to those provided to employees of the school board;
- List of the number of employees who will provide the non-instructional services, their job classifications, and the wages to be paid;
- Three year minimum cost projection for all expenditure categories and an accounting process for the performance of non-instructional services. The projection may not be increased if the third party's bid is accepted;
- Upon the request of the school board, composite information shall be provided, including: criminal and disciplinary records, DCFS complaints and investigations, traffic violations, license revocations and other license problems;
- The law also requires that all bids by third party providers be reviewed by school boards in open session at regular meetings and a school board must hold at least one public hearing to discuss the board's outsourcing proposal;
- Third party contracts required to offer any available positions to qualified school personnel who have lost their jobs and ensure non-discrimination and equal employment opportunity.
- Short-term exception for emergencies are permissible where a third-party contract, no longer than three months, may be entered into that does not comply with all of the conditions. The emergency situations must relate to the "safety or health of the school district's students or staff."