**Business and Noninstructional Operations** BP 3312(a)

**CONTRACTS**

Whenever state law invests the Governing Board with the power to enter into contracts on behalf of College and Career Advantage (CCA) Regional Occupational Program, the Board may, by a majority vote, delegate this power to the Executive Director. To be valid or to constitute an enforceable obligation against CCA, all contracts must be approved and/or ratified by the Board. (Education Code 17604)

*(cf. 3300 - Expenditures/Expending Authority)*

*(cf. 3314 - Payment for Goods and Services)*

*(cf. 3400 - Management of District Assets/Accounts)*

All contracts between CCA and outside agencies shall conform to standards required by law and shall be prepared under the direction of the Executive Director.

*(cf. 9124 - Attorney)*

When required by law, contracts and subcontracts made by CCA for public works or for goods or services shall contain a nondiscrimination clause prohibiting discrimination by contractors or subcontractors. The nondiscrimination clause shall contain a provision requiring contractors and subcontractors to give written notice of their obligations to labor organizations with which they have a collective bargaining or other agreement. (Government Code 12990)

*(cf. 0410 - Nondiscrimination in District Programs and Activities)*

CCA shall not enter into a contract that prohibits a school employee from disparaging the goods or services of the contracting party. (Education Code 35182.5)

*Legal Reference:*

*EDUCATION CODE*

*200-262.4 Prohibition of discrimination on the basis of sex*

*14505 Provisions required in contracts for audits*

*17595-17606 Contracts*

*35182.5 Contract prohibitions*

*CODE OF CIVIL PROCEDURE*

*685.010 Rate of interest*

*GOVERNMENT CODE*

*12990 Nondiscrimination and compliance employment programs*

*53260 Contract provision re maximum cash settlement*

*53262 Ratification of contracts with administrative officers*

*LABOR CODE*

*1775 Penalties for violations*

*1810-1813 Working hours*

BP 3312(a)

**CONTRACTS**

*Legal Reference: (continued)*

*PUBLIC CONTRACT CODE*

*4100-4114 Subletting and subcontracting fair practices*

*7104 Contracts for excavations; discovery of hazardous waste*

*7106 Noncollusion affidavit*

*20111 Contracts over $50,000; contracts for construction; award to lowest responsible bidder*

*20104.50 Construction Progress Payments*

*22300 Performance retentions*

*UNITED STATES CODE, TITLE 20*

*1681-1688 Title IX, discrimination*

*Management Resources:*

*CSBA PUBLICATIONS*

*WEB SITES*

*CSBA: http://www.csba.org*

*California Association of School Business Officials: http://www.casbo.org*

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| Policy  adopted: October 25, 2007  revised: December 18, 2023 | **COLLEGE AND CAREER ADVANTAGE**  San Juan Capistrano, California |