

HOUSE BILL No. 5594

November 12, 2009, Introduced by Reps. Agema, Amash, Genetski, Lund, Denby, Elsenheimer, Meekhof, Tyler, Kowall, DeShazor, Lori, Daley, Horn, Haveman, Knollenberg, Haines, Dean and McMillin and referred to the Committee on Labor.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
(MCL 380.1 to 380.1852) by adding section 1245.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1245. (1) NOT LATER THAN JUNE 30, 2011, THE BOARD OF A
2 SCHOOL DISTRICT OR INTERMEDIATE SCHOOL BOARD OF AN INTERMEDIATE
3 SCHOOL DISTRICT SHALL ENTER INTO 1 OR MORE CONTRACTS FOR THE
4 PROVISION OF FOOD SERVICE, CUSTODIAL, AND TRANSPORTATION SERVICES
5 FOR THE SCHOOL DISTRICT OR INTERMEDIATE SCHOOL DISTRICT. A SCHOOL
6 DISTRICT OR INTERMEDIATE SCHOOL DISTRICT SHALL NOT DIRECTLY EMPLOY
7 PERSONNEL TO PROVIDE FOOD SERVICE, CUSTODIAL, OR TRANSPORTATION
8 SERVICES AFTER JUNE 30, 2011.

9 (2) BEFORE ENTERING INTO A CONTRACT DESCRIBED IN SUBSECTION
10 (1) OR RENEWAL OF A CONTRACT DESCRIBED IN SUBSECTION (1), THE BOARD

1 OF A SCHOOL DISTRICT OR INTERMEDIATE SCHOOL BOARD OF AN
2 INTERMEDIATE SCHOOL DISTRICT SHALL OBTAIN COMPETITIVE BIDS ON THE
3 PROVISION OF THE SERVICES. NOT LATER THAN JANUARY 1, 2011, THE
4 SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL DEVELOP AND MAKE
5 AVAILABLE TO SCHOOL DISTRICTS AND INTERMEDIATE SCHOOL DISTRICTS A
6 MODEL COMPETITIVE BIDDING PROCESS THAT MAY BE USED FOR THE PURPOSES
7 OF THIS SUBSECTION. THIS MODEL PROCESS MAY BE BASED ON THE PROCESS
8 PRESCRIBED FOR COMPETITIVE BIDDING OF CONSTRUCTION CONTRACTS UNDER
9 SECTION 1267.

10 (3) SUBSECTION (2) DOES NOT APPLY TO CONTRACTS OF LESS THAN
11 \$20,000.00. THE MAXIMUM AMOUNT SPECIFIED IN THIS SUBSECTION SHALL
12 BE ADJUSTED EACH YEAR BY MULTIPLYING THE AMOUNT FOR THE IMMEDIATELY
13 PRECEDING YEAR BY THE PERCENTAGE BY WHICH THE AVERAGE CONSUMER
14 PRICE INDEX FOR ALL ITEMS FOR THE 12 MONTHS ENDING AUGUST 31 OF THE
15 YEAR IN WHICH THE ADJUSTMENT IS MADE DIFFERS FROM THAT INDEX'S
16 AVERAGE FOR THE 12 MONTHS ENDING ON AUGUST 31 OF THE IMMEDIATELY
17 PRECEDING YEAR AND ADDING THAT PRODUCT TO THE MAXIMUM AMOUNT THAT
18 APPLIED IN THE IMMEDIATELY PRECEDING YEAR, ROUNDING TO THE NEAREST
19 WHOLE DOLLAR.