

LOS RIOS COMMUNITY COLLEGE DISTRICT
Service Agreement Certification Form

Requisition No _____
Description of Services _____

As of January 1, 2003, Education Code Section 88003.1 restricts the District's ability to contract for services. Before a requisition can be processed, the following certificate must be completed indicating that the required service meets the Ed Code criteria.

Section I

The requisition will not go forward for processing unless you answer yes to at least one of the questions below:

- | | Yes | No |
|--|-----|----|
| 1. Is this a continuing Service Agreement that was in place before January 1, 2003? | | 1. |
| 2. The Legislature has specifically mandated or authorized the service to be contracted out. | | 2. |
| 3. The necessary services are either unavailable within the District workforce, cannot be satisfactorily performed by employees, or are very highly specialized. | | 3. |
| 4. The services are incidental to a contract for the purchase of real or personal property, for example a service contract for office equipment. | | 4. |
| 5. Contracting out is necessary to avoid a conflict of interest or other legal problem, or where an outside perspective is needed. | | 5. |
| 6. The service is needed to respond to an emergency. The contract shall be no longer than sixty days. | | 6. |
| 7. The contractor will provide equipment, materials, facilities or support services that could not feasibly be provided by District staff. | | 7. |
| 8. The services are so urgent, temporary or occasional that the delay in the District's hiring process would frustrate the purpose. | | 8. |

Section II

If the services do not fall within one of the above exceptions, the requisition will not go forward unless you answer yes to all of the following questions:

- | | Yes | No |
|--|-----|-------|
| 1. There clearly will be actual overall cost savings. | | 1) a. |
| a. The District must consider the salaries and benefits of additional staff and the cost of additional space, equipment and materials. | | b. |
| b. The District shall not include the District's indirect overhead costs, unless those costs would be exclusively caused by the work. | | c. |
| c. The District shall include the District's costs of supervising, inspecting or monitoring the contractor. | | |
| 2. The services are not being contracted out solely to save money. | | 2. |
| 3. The contract does not cause the displacement of District employees. | | 3. |
| 4. The savings must be large enough that market fluctuations will not tip the balance. | | 4. |
| 5. The amount of savings must clearly justify the size and duration of the contract. | | 5. |
| 6. The contract must be publicly bid. | | 6. |
| 7. The contract includes specific qualifications of the staff that will perform the work and includes nondiscrimination provisions. | | 7. |
| 8. There is minimal risk of contractor rate increases. | | 8. |
| 9. The contract is with a firm. | | 9. |
| 10. The potential economic advantage of contracting out is not outweighed by the public interest in having the work done in-house. | | 10. |

If the services do not qualify under Section I or II, then the services must be completed by District staff and the requisition cannot be processed.

Certified by: _____
(Dean or other Authorized Signature)

Date: _____