

A goal of the Burnt Hills-Ballston Lake School District is to make informed choices when purchasing school apparel. The District will make a concerted effort to ensure that school funds are not perpetuating the operation of illegal garment sweatshops either in the United States or abroad. Therefore, it is the policy of the District to give the Board of Education the authority to refuse bids if a bidder/manufacturer does not meet certain employment standards. As with all bid documents, the Board identifies the District's Purchasing Agent to be responsible for reviewing and evaluating the submission of bids and whether the criteria have been met.

The Board may determine that a bidder on a contract for the purchase of apparel is not a responsible bidder for purposes of Section 103 of the General Municipal Law of the State of New York, based upon either or both of the following conditions.

1. The labor standards applicable to the manufacture of the apparel, including but not limited to employee compensation, working conditions, employee rights to form unions, and the use of child labor.
2. The bidder's failure to provide information sufficient for the Board of Education to determine the labor standards applicable to the vendor of the apparel.

Where procurement of apparel is not subject to the bidding requirements of Section 103 of the General Municipal Law, the Board may also prohibit the purchase of apparel from any vendor, based on either or both of the following conditions:

1. The labor standards applicable to the manufacture of the apparel, including but not limited to employee compensation, working conditions, employee rights to form unions, and the use of child labor.
2. The vendor's failure to provide information sufficient for the Board to determine the labor standards applicable to the manufacturer of the apparel.

Ref: General Municipal Law Sections 103, 104-b  
Legislative Memorandum in Support of Ch. 227 (September 4, 2001).

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