

POLICY DJBA **Board of Education** **Las Cruces Public Schools**

Related Entries: DJBA-R, DJB, DJB-R
Responsible Office: Assistant Superintendent of Finance

AUTHORITY TO DEBAR OR SUSPEND

I. PURPOSE

To ensure LCPS implements procedures that are consistent with federal and state procurement laws with regard to awarding of contracts with businesses.

II. BACKGROUND

The Board of Education believes that in financial transactions with outside companies and businesses, high standards for services shall be among the factors considered when awarding of contracts or bids. It is within the purview of the New Mexico Procurement Code that the district can debar or suspend certain businesses from consideration.

III. POSITION

- A. The Superintendent shall have authority to recommend to the Board of Education the debarment or suspension of a business, for cause, from consideration of the awarding of contracts, other than for professional services.
- B. With reasonable notice, the cause for debarment or suspension shall be given in writing to the business involved. The business shall be afforded the opportunity for a review prior to suspension or debarment.
- C. The debarment shall not be for a period of more than three years and a suspension shall not exceed a period of three months.
- D. The Superintendent of Schools shall promulgate a regulation for the enforcement of this policy.

IV. REVIEW

This policy shall be reviewed on an ongoing basis in accordance with the Board of Education policy review process.



Board of Education, President

Feb. 26, 2013

Date Approved

History: New Policy, Feb. 26, 2013

Legal Reference: § 13-1-177 through 13-1-180, NMSA 1978