

11. The FSMC shall provide proof that each prospective employee working with children has had a: Pennsylvania Child Abuse History Clearance (Act 151 Clearance) that is not more than one (1) year old; Pennsylvania State Criminal History Record (Act 34 Clearance) that is not more than one (1) year old; and shall provide negative results of a tuberculosis test that is not less than ninety (90) days old. Federal Criminal History Record Information (Act 114 Clearance) that is not more than one (1) year old. In addition, Act 24 of 2011 requires independent contractors and their employees who have direct contact with children to provide assurances that they have not been previously arrested or convicted of Section 111(e) offense. In compliance with Act 168 of 2014, the FSMC will be required to submit the necessary Sexual Misconduct/Abuse Disclosure Release forms for prospective employees in West Shore as mandated by law. Those forms will be presented to the District for review and approval prior to the selection of any personnel being assigned to work in West Shore. FSMC employees are required to report to their direct supervisor any criminal charges or convictions upon their return to work or within 72 hours, whichever comes first. The FSMC must immediately report such actions to the District. Further, in compliance with Act 168 of 2014, the FSMC will be required to submit the necessary Sexual Misconduct/Abuse Disclosure Release forms for prospective employees in West Shore as mandated by law. Those forms will be presented to the District for review and approval prior to the selection of any personnel being assigned to work in West Shore. FSMC staff will be required to complete all mandated Child Abuse awareness training requirements and in all aspects comply with District policies for services provided by contracted employees. All FSMC employees employed by a public school in Pennsylvania are subject to provisions of the Public School Code of 1949, as amended. Section 514 of the Code specifically details "incompetency, intemperance, neglect of duty, violation of any of the school laws of the Commonwealth, and other improper conduct" as grounds for disciplinary action. In addition, FSMC employees are subject to the provisions of the Policy Manual published by the Board of School Directors. A copy of the Manual is located in each building principal's office and in the offices of most supervisors. FSMC Employees are encouraged to read and become familiar with the sections of the Policy Manual.
12. In the event that the District receives a written protest from an unsuccessful proposed provider of Food Management Services about a request for proposal procurement decision of District within 48 hours of the decision, the head of the department involved in the procurement decision will consider the protest and advise the protestor in writing of the result of such consideration within 5 business days of receipt of the protest. The department head will report the protest, and its resolution, to the Department of Education.