



Policy 5725 – Private Service Providers/Consultants

The District encourages the use of private service providers and professional consultants as resource individuals when such consultative services will be helpful in the improvement of the educational program of the District. The District, through the Superintendent as its designee, may enter into contracts with private service providers and/or consultants to provide necessary services to students.

Services provided by a private service provider/consultant (hereinafter referred to as "PSP"), and the frequency and duration of such services, shall be pursuant to the terms of the contract between the PSP and the District. Any contract the District enters into with the PSP shall provide the responsibility for eligibility determination, choice of educational methodology, and other determinations of educational services and programs which shall be retained at all times by the District.

Prior to being hired, the PSP shall undergo a background check in the same manner as any new employee or volunteer of the District. The same requirements shall apply to the PSP ~~employee's. The PSP shall insure background checks are done before services are provided.~~

The Superintendent or designee shall conduct periodic reviews of the services of the PSP. The Board may request that the Superintendent ~~or designee~~ provide the Board with the review findings of the PSP.

Consultants shall exercise no authority over the work of District employees, but shall act only as advisors in those fields in which they are qualified to offer assistance and for which they are employed.

Compensation

PSP compensation shall be approved by the ~~Board District~~ prior to invitation and arrangement for visitation by such person or persons to the District except when such compensation is within the amount specifically budgeted. If reimbursement is obtained through Medicaid, the PSP shall agree in the contract that those services will not exceed the approved Medicaid rate.

~~All consultants shall be hired based on a written contract which shall not exceed 12 months.~~



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Confidentiality

The PSP shall at all times maintain confidentiality pursuant to the Family Educational Records and Privacy Act (FERPA) of all records of services, including, but not limited to, identifying information regarding the student and services, observations, evaluations, and assessments.

Definition

Private service provider or consultant means a person, group, agency, or organization that meets the following conditions:

1. Is not an employee of the District or a public agency with legal jurisdiction over the circumstances related to the provider/consultant's involvement with the student; and
2. Is paid for services provided to the student.

Examples of private service providers include psychologist, counselor, targeted service provider, behavioral therapist, speech therapist, occupational therapist, physical therapist, social worker, and psychosocial rehabilitation specialist.

Examples of consultants include attorney, auditor, architect, agents of record, and others with technical skills or professional training.

Legal References:

Legal References	Description
20 USC Section 1232g, et seq.	Family Educational Rights and Privacy Act (FERPA)
34 CFR Part 99	Implementing FERPA
IC § 33-512	District Trustees - Governance of Schools
Other References	Description
ISBA Policy Services	https://www.idsba.org/member-services/policy/



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Cross References

Code	Description
4420	<u>Visits to District Property by Sex Offenders</u>
4420-F(1)	<u>Visits to District Property by Sex Offenders - LETTER TO PARENTS</u>
4420-F(2)	<u>Visits to District Property by Sex Offenders - LETTER TO EMPLOYERS & CONTRACTORS</u>
4600	<u>Volunteer Assistance</u>
4600-P(1)	<u>Volunteer Assistance - Volunteer Assistance Procedures</u>
4600-F(1)	<u>Volunteer Assistance - VOLUNTEER APPLICATION</u>
4600-F(2)	<u>Volunteer Assistance - Request for Public Records</u>
4600-F(3)	<u>Volunteer Assistance - Authorization to Release Information</u>
5110	<u>Criminal History/Background Checks</u>

Adopted:

Revised:

Reviewed: