

Book	Policy Manual
Section	000 Local Joint Operating Committee Procedures
Title	Joint Operating Committee Policy/Procedure/Administrative Regulations
Number	000 - New
Status	First Reading
Legal	1. 24 P.S. 1850.1
Last Reviewed	March 22, 2018

Authority

The procedures and policies adopted by the Joint Operating Committee are intended to establish the general and overall rules within which the daily operations of the school are to be governed. Administrative regulations for carrying out and implementing Joint Operating Committee procedures and policies are to be developed and implemented by the administration, under the direction of the Director. As applicable, members of the school community are expected to comply with both Joint Operating Committee procedure, policy and administrative regulations, subject to the limitations and exceptions set forth. However, failure of the Joint Operating Committee or the administration to comply with policy or procedure shall not invalidate any lawful action taken.[\[1\]](#)

Contents

The policies of the Joint Operating Committee shall consist of the policies and procedures adopted by the Joint Operating Committee and contained in the Policy Manual, and such other separate documents approved by the Joint Operating Committee that are expressly incorporated by reference in particular policies and declared to constitute Joint Operating Committee policy, such as the Code of Student Conduct.

Administrative regulations are not part of Joint Operating Committee policy and may be altered by the administration without Joint Operating Committee action. Administrative regulations may not conflict with Joint Operating Committee policy or with applicable law.

Limitations

All Joint Operating Committee procedures, policies and administrative regulations shall be interpreted and administered in a lawful manner. The Joint Operating Committee shall make the final interpretation of its policies, and the administration shall make the final interpretation of its regulations.

Joint Operating Committee procedures, policies and administrative regulations are limited by legal constraints, as are the rights of those to whom Joint Operating

Committee procedures, policies and administrative regulations apply, and are not intended to give an individual a cause of action not independently established in law.

Rules of Construction

In ascertaining the intent of the Joint Operating Committee in adopting a procedure, or policy, or of the administration in establishing a regulation, the following presumptions, among other legally applicable presumptions, may be used:

- 1. That neither the Joint Operating Committee nor the administration intends a result that is absurd, impossible of execution or unreasonable.**
- 2. That neither the Joint Operating Committee nor the administration intends to violate the federal or state Constitutions or any other applicable law.**

If any procedure, policy or administrative regulation can be given multiple interpretations, the Joint Operating Committee and the administration intend that only the constitutional and the lawful interpretations shall be valid, and that neither an unconstitutional nor an unlawful interpretation was intended.

Last Modified by Terri Birchard on March 22, 2018