

ARTICLE 2

EFFECT OF AGREEMENT

2.1 EFFECT OF AGREEMENT

- 2.1.1 A. The following District Board policies, as they specifically relate to the association, shall not be changed through June 30, 2015, except by mutual agreement between the Association and District: (See Appendix B, "List of Board Policies").
- B. New Board policies which impact policies referenced in 2.1.1 A, shall not be initiated by the District through June 30, 2015, except by mutual agreement between the Association and the District.
- 2.1.2 Administrative Rules and Regulations
- A. Written District Administrative Rules and Regulations in effect during 2013/14 with respect to those policies as referenced in 2.1.1.A., shall not be changed by the District through June 30, 2015, except by mutual agreement between the Association and the District.
- B. New District Administrative Rules and Regulations with respect to those policies as referenced in 2.1.1.A., shall not be implemented by the District through June 30, 2015, without prior consent of the Association.
- C. District procedures with respect to those matters specifically within the scope of representation as referenced above shall not be changed by the District, through June 30, 2015, without prior consultation with the Association.
- 2.1.3 Other Provisions
- A. The District and the Association agree that in the event a concern arises between the parties, a conference session may be initiated by either party for the purpose of clarification. With respect to policies, rules and regulations, and procedures referred to above the Association and District may use past practices in an attempt to explain or clarify the provisions of the Agreement. This consultation does not preclude the utilization of the grievance procedure if applicable.
- B. The parties agree that the specific provisions contained in this Agreement shall prevail over Board policy, Administrative Rules and Regulations, and District practices and procedures to the extent permitted by State law.

- C. The Association recognizes and agrees that the District retains its rights to amend, modify, or rescind policies and practices referred to in this Agreement in case of a Board declared emergency. An emergency is considered an Act of God or a natural disaster. Where an emergency is declared, the District shall immediately notify and consult with the Association. The Association agrees it will abide by such emergency decisions of the Board during the declared emergency

- D. Nothing contained herein shall in any way be construed or interpreted to impose any limitation of any kind upon the District in regard to budgets, contracts or employment, or any other matters relating to employees covered under this contract in regard to compliance with the California Education Code.

- E. It is understood and agreed that the District is limited only by the expressed terms of this Agreement.

2.2 NON-GRIEVABILITY

Section 2.1, Effect of Agreement, is not subject to the grievance procedure. Board policies and administrative rules and regulations referenced herein are subject to the grievance procedure to the extent that such policies, rules and regulations are governed by other sections of this Agreement.