

UPPER BUCKS COUNTY AREA VOCATIONAL TECHNICAL SCHOOL

SECTION: LOCAL JOINT OPERATING
COMMITTEE PROCEDURES

TITLE: FUNCTIONS

ADOPTED: September 20, 2007

REVISED: September 17, 2009

<p>SC 1850.1, 1850.3 Pol. 000</p> <p>Pol. 006</p> <p>Pol. 007</p>	<p style="text-align: center;">003. FUNCTIONS</p> <p>Section 1. <u>Legislative</u></p> <p>The Joint Operating Committee shall exercise its rule-making power by adopting procedures and policies for the organization and operation of the school. Those procedures and policies which are not dictated by the statutes or regulations of the State Board, or ordered by a court of competent authority, may be adopted, amended or repealed at any meeting of the Joint Operating Committee, provided the proposed adoption, amendment or repeal has been proposed at a previous Joint Operating Committee meeting and has remained on the agenda of each succeeding Joint Operating Committee meeting until approved or rejected.</p> <p>Changes in a proposed Joint Operating Committee procedure or policy, except for minor editorial revisions, at the second reading shall cause that reading to constitute a first reading.</p> <p>The Joint Operating Committee may, upon a majority vote, cause to suspend at any time the operation of a procedure or policy, provided the suspension does not conflict with legal requirements; such suspension shall be effective until the next meeting of the Joint Operating Committee, unless an earlier time is specified in the motion to suspend.</p> <p>Joint Operating Committee procedures and guidelines shall be available for informational purposes to the Joint Operating Committee members upon request.</p> <p>Joint Operating Committee policies shall be adopted, amended or repealed by a majority vote of the Joint Operating Committee members present.</p> <p>Adoption, modification, repeal or suspension of a Joint Operating Committee procedure or policy shall be recorded in the minutes of the Joint Operating Committee meeting. All current procedures and policies shall be maintained in the Joint Operating Committee Policy Manual and disseminated appropriately.</p>
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<p>SC 1850.1 Title 22 Sec. 339.41</p>	<p>Section 2. <u>Executive</u></p> <p>The administration of the career and technical school shall be delegated to the Executive Director and the Superintendent of Record. The Superintendent of Record shall be one of the Superintendents of the participating school districts. The Superintendent of Record shall serve a term of two (2) years and shall rotate between the participating districts.</p> <p>The Executive Director shall enforce state and federal laws and regulations and the policies of the Joint Operating Committee.</p>
<p>SC 1850.1 Pol. 000</p>	<p>The Executive Director may prepare administrative guidelines for the operation of the school that are not inconsistent with federal and state statutes or regulations; are dictated by the policies of the Joint Operating Committee; are binding on employees and students when issued; and shall be provided to the Joint Operating Committee at the next meeting. The Joint Operating Committee reserves the right to alter or rescind any such guideline.</p> <p>The Executive Director, in consultation with the Superintendent of Record, shall be delegated the authority to take necessary action in circumstances not provided for in Joint Operating Committee policy, provided that such action shall be reported to the Joint Operating Committee at the next meeting.</p>
<p>65 Pa. C.S.A. Sec. 1101 et seq</p>	<p>The Executive Director shall implement a procedure to inform Joint Operating Committee members and designated employees of their responsibility under the Ethics Law.</p> <p>Whenever responsibility is delegated to the Executive Director or other administrator, it is understood that such individual may designate a representative to act on his/her behalf.</p>
<p>SC 1126 et seq, 1850.1</p>	<p>Section 3. <u>Review</u></p> <p>The Joint Operating Committee may assume jurisdiction over controversies or disputes arising within the school concerning any matter over which the Joint Operating Committee has authority granted by statute or where the Joint Operating Committee has retained jurisdiction in contract or policies.</p>
<p>2 Pa. C.S.A. Sec. 551 et seq</p>	<p>In furtherance of its adjudicatory function, the Joint Operating Committee may hold hearings in accordance with law, which shall offer the parties to a dispute, on notice duly given, a fair and impartial forum for the resolution of the matter.</p>

<p>2 Pa. C.S.A. Sec. 551 et seq</p>	<p>Beyond the basic requirements of due process, a hearing may vary in form and content in line with the severity of the consequences that may flow from it, the difficulty of establishing findings of fact from conflicting evidence, and the impact of the Joint Operating Committee's decision on the school.</p>
	<p>References:</p>
	<p>School Code – 24 P.S. Sec. 1126 et seq., 1850.1, 1850.3</p>
	<p>State Board of Education Regulations – 22 PA Code Sec. 339.41</p>
	<p>Local Agency Law – 2 Pa. C.S.A. Sec. 551 et seq.</p>
	<p>Public Officials and Employee Ethics Act – 65 Pa. C.S.A. Sec. 1101 et seq.</p>
	<p>Joint Operating Committee Policy – 000, 006, 007</p>
	<p>Articles of Agreement</p>