

SUSPENSION OF POLICIES, BYLAWS, ADMINISTRATIVE REGULATIONS

Note: Policies require frequent updating. The Board should not be forced into a position of strict adherence to policies that need revision or are out of compliance. By allowing the suspension of policy on the rare occasions when necessary, this **optional** policy ensures that the Board's capacity to govern will not be limited by out-of-date policies. The suspension is a temporary measure to give the Board adequate time to study changing legislation or changing circumstances within the community.

Policies, bylaws and administrative regulations may be suspended for a specific purpose and limited time by majority vote.

(cf. 9322 - Agenda/Meeting Materials)
(cf. 9323.2 - Actions by the Board.

Suspension of any policy, bylaw or administrative regulation shall undergo the following consideration:

1. Policies, bylaws or administrative regulations shall be reviewed on their own merits rather than the circumstances of the moment.
2. The Governing Board shall decide whether the policy, bylaw or administrative regulation reflects the intent of the Board and the law. If so, the suspension will be denied and the policy, bylaw or administrative regulation reaffirmed in the minutes.

Superintendent's Authority

The Superintendent or designee may suspend all or part of any policy, bylaw or administrative regulation when it conflicts with state or federal law or regulations. The Superintendent or designee shall report the suspension to the Board. Suspension shall be valid until the policy, bylaw or administrative regulation is rescinded, amended or reaffirmed.

Legal Reference:

EDUCATION CODE

- 35010 Control of district; prescription and enforcement of rules
- 35163 Official actions, minutes and journals
- 35164 Vote requirements