RECOMMENDED

# BDAB - SAVINGS CLAUSE

The purpose of this policy is to ensure all District policies, regulations, and exhibits are applied in a manner consistent with applicable federal and state law, regulations, and binding judicial decisions. This policy establishes a savings clause to govern circumstances in which a conflict arises between District policy and applicable law.

A savings clause preserves the validity and enforceability of portions of a policy that properly comply with applicable law when another portion of the policy conflicts with such law. The savings clause ensures compliance with applicable law by rendering unenforceable any portion of the policy that conflicts with such law, without invalidating the policy in its entirety.

## Compliance With Law

All District policies shall be interpreted and applied in a manner consistent with applicable federal and state law. The District does not intend to adopt or enforce any policy that conflicts with or is preempted by applicable law.

## Conflict With Law

If any provision of a District policy is determined to conflict with applicable federal or state law, regulation, or binding judicial decision, such provision shall be rescinded or amended to the extent of the conflict only. The remaining policies shall remain in full force and effect until rescinded or amended by the MLS School Board.

The Superintendent or designee is authorized to take appropriate administrative action to ensure compliance with applicable law when a conflict is identified, including issuing interim guidance consistent with legal requirements.

**End of MLS Policy BDAB . . . . . Adopted:** 3/26