

1 UNITED ACADEMICS COUNTER PROPOSAL

2
3 SAVINGS
4 SEPARABILITY

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6 ~~Should: 1. any part of this Agreement or any provision(s) contained herein be rendered invalid~~
7 ~~by reason of any subsequently enacted legislation; or 2. any part of this Agreement be~~
8 ~~determined to be illegal or invalid by a court or agency of competent jurisdiction; or 3.~~
9 ~~compliance with or enforcement of any provision be restrained by such a court or agency~~
10 ~~pending a final determination as to its validity; such part or provision(s) shall not invalidate the~~
11 ~~remaining portions of this Agreement, and they shall remain in full force and effect. By mutual~~
12 ~~agreement, or as required by law, the parties shall enter into bargaining to address the invalidated~~
13 ~~provisions.~~

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15 **Section 1. Savings.** In the event any words or sections of the collective bargaining
16 agreement are declared to be invalid by any court of competent jurisdiction, by ruling by
17 the Employment Relations Board, by statute or constitutional amendment, or by inability of
18 the employer or the employees to perform to the terms of the agreement, such part or
19 provision(s) shall not invalidate the remaining portions of this Agreement, and they shall remain
20 in full force and effect.

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22 **Section 2. Negotiation.** In the event any words or sections of the collective bargaining
23 agreement are declared to be invalid by any court of competent jurisdiction, by ruling by
24 the Employment Relations Board, by statute or constitutional amendment, or by inability of
25 the employer or the employees to perform to the terms of the agreement, then upon
26 request by either Party the invalid words or sections of the collective bargaining agreement
27 shall be reopened for negotiation.

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29 Except by mutual agreement, within fourteen calendar days after the request for
30 negotiation the Parties will meet to bargain.

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32 The expedited bargaining process shall cease ninety days after the request for negotiation
33 is sent. At any time during the 90-day period, the Parties jointly may agree to mediation,
34 but that mediation shall not continue past the 90-day period from the date the request for
35 negotiation was sent. Neither party may seek binding arbitration during the 90-day period.