**ARTICLE XXXVIII**

**SEPARABILITY**

In the event any provision of this Agreement, in whole or in part, is declared to be illegal, void, or invalid by any court of competent jurisdiction or any administrative agency having jurisdiction, all of the other terms, conditions, and provisions of this Agreement shall remain in full force and effect to the same extent as if that provision had never been incorporated in this Agreement, and in such event the remainder of this Agreement shall continue to be binding upon the parties hereto.

1. Parties Authorized to Act for the University

No department chairperson acting for the University under this Agreement who has not been duly appointed under the terms of this Agreement (except the associate Deans or directors who direct graduate divisions) shall carry out administrative functions under this Agreement.

1. Priority of This Agreement

The rights, privileges, and obligations of the parties hereto, and all of the terms set forth in this Agreement, shall be incorporated by reference into and made part of any individual agreement between such member and the University. In the event of a conflict between terms of any individual agreement and the terms of this Agreement, the latter shall be controlling.