

Personnel Management and Services
Nelson E. Diaz, Deputy Superintendent

**SUBJECT: PROPOSED AMENDMENT OF BOARD RULE: INITIAL READING 6Gx13-
6A-1.05, EMERGENCY CLOSING OF SCHOOL(S)**

This item is submitted for consideration by the Board to amend this rule, in order to provide compensation to school site managerial exempt personnel, if appropriate, during the emergency closing of schools.

Attached are the Notice of Intended Action and the amended rule. Changes from the current rule are indicated by underscoring words to be added and ~~striking through~~ words to be deleted.

Authorization of the Board is requested for the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act for the amendment of Board Rule 6Gx13- 6A-1.05, Emergency Closing of School(s).

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to amend School Board Rule 6Gx13- 6A-1.05, Emergency Closing of School(s).

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on July 19, 2000, its intention to amend Board Rule 6Gx13- 6A-1.05, Emergency Closing of School(s).

PURPOSE AND EFFECT: To revise the Board Rule 6Gx13- 6A-1.05, Emergency Closing of School(s) in order to provide compensation to school site managerial exempt personnel, if appropriate, during the emergency closing of schools.

SUMMARY: The Board Rule, Emergency Closing of School(s), delineates emergency closing of school(s).

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 230.22(2); 230.23(20) F.S.

LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC: 228.041(17); 230.03(2); 230.23(4) (f); 230.23005(11); 230.33(6) F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF August 23, 2000, which begins at 1:00 p.m., in the School Board Auditorium, 1450 N. E. Second Avenue, Miami, Florida 33132. Persons requesting such a hearing, or who wish to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative as provided by Section 120.541 (1), F.S., must do so in writing by August 14, 2000, to the Superintendent of Schools, Room 912, at the same address.

ANY PERSON WHO DECIDES TO APPEAL THE DECISION made by The School Board of Miami-Dade County, Florida, with respect to this action will need to ensure the preparation of a verbatim record of the proceedings, including the testimony and evidence upon which the appeal is to be based. (Section 286.0105, Florida Statutes)

A COPY OF THE PROPOSED AMENDED RULE is available for inspection and copying at cost by the public in the Citizen Information Center, Room 158, 1450 N. E. Second Avenue, Miami, Florida 33132.

Originator: Mr. Nelson E. Diaz
Date: July 5, 2000

Instruction – Elementary and Secondary**EMERGENCY CLOSING OF SCHOOL(S)**

The emergency closing of school(s) for any cause, such as inclement weather or violent or disruptive activities in which the safety of individuals might be endangered, shall be at the discretion of the Superintendent of Schools.

In the absence of the Superintendent of Schools, the authority for emergency closing of a school(s) is delegated to the Deputy Superintendent of Schools during the Superintendent's absence. The affected region superintendent shall immediately report the necessity for such action to the Office of the Superintendent of Schools.

When an emergency necessitates the closing of a school(s), the members of the School Board shall be notified immediately of the action taken and the reason therefor. In the event the emergency is of such a nature that the school(s) must remain closed for more than one school day, with the exception of a closing for inclement weather (hurricane), the Superintendent of Schools shall call an emergency meeting of the School Board to consider the necessity for the school(s) remaining closed.

When an emergency necessitates the closing of a school(s), the Superintendent of Schools may provide for the payment of salaries of the members of the instructional and non-instructional staff on such occasions. The Superintendent of Schools may also provide for the payment of salaries of school site managerial exempt personnel on such occasions.

Specific Authority: 230.22(2); 230.23~~(17)~~(20) F.S.

Law Implemented , Interpreted, or Made Specific:

228.041(17);230.03(2); 230.23(4)(f);
230.23005(11); 230.33(6) F.S.

History

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA

Repromulgated: 12-11-74

Technical Change: 5-1-98

Amended: 1-30-77; 1-8-86; 9-22-98