

Office of Superintendent of Schools
Board Meeting of April 9, 2003

March 19, 2003

Office of School Board Attorney
Johnny Brown, School Board Attorney

**SUBJECT: PROPOSED PROMULGATION OF NEW SCHOOL BOARD RULE: FINAL
READING 6Gx13- 8C-1.141, MEETINGS–MEMBER CONFERENCES**

COMMITTEE: LEGISLATIVE RELATIONS, PUBLIC RELATIONS AND PERSONNEL SERVICES

The School Board of Miami-Dade County, Florida, announced on February 12, 2003 its intention to promulgate new School Board Rule 6Gx13- 8C-1.141, Meetings–Member Conferences, at the meeting of April 9, 2003, which provides individual School Board members the ability to hold voluntary, informal and public conference-type discussions (where no official action may be taken), solely for the purpose of fostering an exchange of ideas amongst Board members, staff and the public on topics of concern to the individual member or the Board.

The Notice of Intended Action was published in the *Miami Daily Business Review* on February 18, 2003 posted in various places for public information and mailed to various organizations representing persons affected by the new rule and to individuals requesting notification.

The time to request a hearing or protest the adoption of this rule has elapsed.

In accordance with the provisions of the Administrative Procedure Act, this new rule is presented to The School Board of Miami-Dade County, Florida, for adoption and authorization to file the rule in the official records of The School Board of Miami-Dade County, Florida.

Attached are the Notice of Intended Action and the proposed new rule.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, adopt new School Board Rule 6Gx13- 8C-1.141, Meetings–Member Conferences, and authorize the Superintendent to file the rule with The School Board of Miami-Dade County, Florida, to be effective April 9, 2003.

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NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on February 12, 2003, its intention to promulgate new School Board Rule 6Gx13- 8C-1.141, Meetings–Member Conferences, at its meeting of April 9, 2003.

PURPOSE AND EFFECT: To hold voluntary, informal and public conference-type discussions (where no official action may be taken), solely for the purpose of fostering an exchange of ideas amongst Board members, staff and the public on topics of concern to the individual member or the Board.

SUMMARY: The new rule defines the purpose of member conference meetings.

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 1001.41(1)(2); 1001.42(22); 1001.43(10) F.S.

LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC: 1001.43(10) F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF April 9, 2003, 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 March 11, 2003, 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 NEW 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: Dr. Marta Pérez
Date: January 29, 2003

School Board--Methods of Operation**MEETINGS--MEMBER CONFERENCES**

Occasionally it is desirable for individual School Board members to sponsor conference-type discussions, inviting Board members, staff and members of the public to engage in a voluntary and informal discussion of topics of vital concern to the member in an effort to foster a free flowing exchange of information and ideas. Any such conferences may be sponsored by any member of the Board, provided that they are open to the public and otherwise satisfy the Florida statutory provisions governing public meetings and applicable Board rules.

These are voluntary forums for discussion purposes only, thus are not to be considered official Board meetings and no action may be taken on the topics discussed. Agendas for these meetings will be proposed by the Board member calling the meeting and may be changed or amended as provided by the Sunshine Law, the School Board Rules, and the Administrative Procedure Act.

Specific Authority: 1001.41(1)(2); 1001.42(22); 1001.43(10) F.S.
Law Implemented, Interpreted, or Made Specific: 1001.43(10) F.S.

History
New:

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA