

Mercedes Toural, Chief Education Officer
and Deputy Superintendent of Schools

**SUBJECT: PROPOSED AMENDMENT OF BOARD RULE: FINAL READING
6Gx13- 5A-1.10, ATTENDANCE AREAS 2003-2004**

**COMMITTEE: LEGISLATIVE RELATIONS, PUBLIC RELATIONS AND PERSONNEL
SERVICES**

The School Board of Miami-Dade County, Florida, announced on March 17, 2004, its intention to amend School Board Rule 6Gx13- 5A-1.10, Attendance Areas 2003-2004, at its meeting of May 19, 2004. A public hearing was held on April 26, 2004.

The Notice of Intended Action was published in the *Miami Daily Business Review* on March 23, 2004, posted in various places for public information and mailed to various organizations representing persons affected by the amended 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 amended 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 rule proposed for amendment. Changes from the current rule are indicated by underscoring words to be added and ~~striking through~~ words to be deleted.

Copies of the document, Attendance Zone Recommendations and Related Administrative Actions 2004-2005 and Alternate Attendance Boundary Proposal, will be provided to School Board Members under separate cover, and will be available for inspection by the public in the Office of Board Recording Secretary, Room 924, and the Citizen Information Center, Room 158, 1450 N.E. Second Avenue, Miami, Florida 33132.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, adopt amended School Board Rule 6Gx13- 5A-1.10, Attendance Areas 2003-2004, and the document, Attendance Zone Recommendations and Related Administrative Actions 2004-2005 and Alternate Attendance Boundary Proposal, which is incorporated by reference and a part of this rule, and authorize the Superintendent to file the rule with The School Board of Miami-Dade County, Florida, to be effective July 1, 2004.

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on March 17, 2004, its intention to amend Board Rule 6Gx13- 5A-1.10, Attendance Areas 2003-2004, at its meeting of May 19, 2004.

PURPOSE AND EFFECT: To establish attendance zones for elementary and secondary schools for the 2004-2005 school year, which, in effect, relieves overcrowding and better utilizes existing student stations.

SUMMARY: Board approval of this rule would modify previously-approved attendance zones and subsequently establish all Board-approved attendance zones as a Board rule.

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: 1001.42(4)(a)(6) F.S.

A SPECIAL PUBLIC HEARING WILL BE HELD ON April 26, 2004, at 6:00 p.m. in the School Board Administration Building, School Board Auditorium, 1450 Northeast Second Avenue, Miami, Florida, 33132. Persons wishing to speak 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 April 23, 2004, 12:00 noon, 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 to the public for inspection and copying at cost in the Citizen Information Center, School Board Administration Building, 1450 Northeast Second Avenue, Room 158, Miami, Florida.

Revised
Subsequent
to Initial
Reading
on
March 17,
2004

Originator: Mr. F. Craig Sturgeon
Supervisor: Mr. Ronald K. Felton
Date: March 3, 2004

Attendance**ATTENDANCE AREAS 2003-2004 2004-2005**

ACCESS Center Assistant Superintendents Region—Superintendents are responsible for proposing attendance areas for the schools in their respective ACCESS Center regions. The ACCESS Center Assistant Superintendents Region—Superintendents will be assisted in this task by Full Service Schools/Attendance Boundary Committee School—Operations and the Attendance Boundary Committee.

The Attendance Boundary Committee will take the following factors into consideration when making decisions regarding school boundaries: impact on exceptional student education programs, use of available student stations within contiguous areas, degree and extent of transportation, programmatic impact due to lack of student housing, reduction of the number of schools students must attend, integrity of feeder systems, assignment of students from new residential developments to specific schools prior to completion of developments, construction of new schools, promotion and maintenance of diverse school enrollments, and prevention, reduction or elimination of racial isolation to the extent practicable.

Also, staff in Full Service Schools/Attendance Boundary Committee School Operations, the Office of Evaluation and Research, Civil Rights and Diversity Compliance, Facilities Planning, and Office of Intergovernmental Affairs and Grants Administration ~~Grants Administration and Federal Legislative Affairs~~ will make student population studies and will assist the Superintendent of Schools in analyzing proposed attendance areas submitted by the ACCESS Centers region offices and in preparing recommendations for submission to the Board.

The Board-approved school attendance zones for the current school year are contained in the following documents:

1. **Attendance Zones Previously Approved by the Board - ~~2002-2003~~ 2003-2004**
2. **Attendance Zone Recommendations and Related Administrative Actions - ~~2003-2004~~ 2004-2005**

Copies of these documents are incorporated by reference in this rule and made a part hereof. They are on file in the Office of Board Recording Secretary and in the Citizen Information Center.

Specific Authority: 1001.41(1)(2); 1001.42(22); 1001.43(10) F.S.
Law Implemented, Interpreted, or Made Specific: 1001.42(4)(a)(6) F.S.

History THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA
Repromulgated: 12-11-74
Amended: 3-21-79; 7-1-80; 3-25-81; 1-6-82; 3-14-82; effective 7-1-82; 4-20-83; 8-24-83; 4-25-84; 4-24-85; effective 7-1-85; effective 7-1-86; 4-22-87; effective 7-1-87; 12-9-87; 4-27-88; effective 7-1-88; 5-17-89; effective 7-1-89; 4-25-90; effective 7-1-90; 4-24-91; effective 7-1-91; 4-22-92; effective 7-1-92; 5-26-93; effective 7-1-93; 4-27-94; effective 7-1-94; 5-24-95; 6-7-95; effective 7-1-95; 6-5-96; effective 7-1-96; 5-7-97; effective 7-1-97; 5-13-98; effective 7-1-98; 6-23-99; effective 7-1-99; 6-21-00; effective 7-1-00; 5-16-01; effective 7-1-01; 12-12-01; 5-15-02; effective 7-1-02; 5-14-03; effective 7-1-03.