

Frank J. Cobo, Member

**SUBJECT: PROPOSED AMENDMENT OF BOARD RULE: FINAL READING  
6Gx13- 1C-1.10, FUNDS-SOLICITATION OF BY STUDENTS AND  
SCHOOL ORGANIZATIONS**

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

The School Board of Miami-Dade County, Florida, announced on June 16, 2004, its intention to amend School Board Rule 6Gx13- 1C-1.10, Funds-Solicitation of by Students and School Organizations, by adding language to emphasize and ensure safety guidelines for student fund-raising activities and to discourage solicitation of cash donations, at the meeting of August 18, 2004.

The Notice of Intended Action was published in the *Miami Daily Business Review* on June 21, 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 Procedures Act, the amended rule is presented to The School Board of Miami-Dade County, Florida, for adoption and authorization to file this rule in the official records of The School Board of Miami-Dade County, Florida.

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.

**ACTION PROPOSED BY  
FRANK J. COBO:**

That The School Board of Miami-Dade County, Florida, adopt amended School Board Rule 6Gx13- 1C-1.10, Funds-Solicitation of by Students and School Organizations, and authorize the Superintendent to file the rule with The School Board of Miami-Dade County, Florida, to be effective August 18, 2004.

RKF/FCS:pra

## NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on June 16, 2004, its intention to amend Board Rule 6Gx13- 1C-1.10, Funds–Solicitation of by Students and School Organizations, at its meeting of August 18, 2004.

**PURPOSE AND EFFECT:** To ensure satisfactory safety guidelines for student fund-raising activities and place restrictions on solicitation of funds, specifically prohibiting roadside solicitation of funds.

**SUMMARY:** Board Rule 6Gx13- 1C-1.10, Funds–Solicitation of by Students and School Organizations, establishes guidelines and procedures for student fund-raising activities emphasizing student safety.

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

**LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC:** 1001.41(3) F. S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF August 18, 2004, 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 regulatory alternative as provided by Section 120.541(2), F. S., must do so in writing by July 13, 2004, 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, Room 158, 1450 N. E. Second Avenue, Miami, Florida 33132.

Originator: Mr. Frank J. Cobo  
Date: June 2, 2004

**Public Activities Involving Staff or Students****FUNDS--SOLICITATION OF BY STUDENTS AND SCHOOL ORGANIZATIONS**

Upon occasion, school organizations desire to raise funds to support their activities through student solicitation of funds from the public. Such solicitations are sometimes in the form of "tag days," candy sales, car washes, and similar fund-raising activities.

Because of the safety hazards to the individual student involved in such fund solicitation, ~~as well as the possibility of creating a poor public image of the school in the mind of the public which supports the school through tax funds,~~ the following guidelines shall be observed:

1. No student, school organization, or member of the school staff may solicit funds in the name of the school from the public for any purpose without prior approval of the school principal and the region ACCESS Center assistant superintendent or his/her designee.
- ~~2. Solicitation through the use of "tag days" is expressly prohibited.~~
- ~~2. 3.~~ The sale of magazines by students in grades 9, 10, 11, and 12 shall be permitted only in accordance with the procedures specified in School Board Rule 6Gx13- 5C-1.07, Student Organizations-Fund Raising.
3. Participants in school approved candy sales, car washes, and similar fund-raising activities are prohibited from standing in roadways and/or medians of roadways.
4. Solicitation of cash donations from the public is discouraged; however, should the school principal decide to approve such solicitation, approval from the Access Center's assistant superintendent must be obtained in advance. All approvals must be in writing using the approved M-DCPS forms and must be retained at the school for audit purposes.

Revised  
pursuant to  
Board directio  
on 6/16/04

Specific Authority: ~~230-22~~ 1001.41(1)(2); 1001.42(22); 1001.43(10) F. S.  
Law Implemented, Interpreted, or Made Specific: ~~230-22~~ 1001.41(3) F. S.

**History:** THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA  
Repromulgated: 12-11-74  
Technical Change: 5-1-98