

George A. Núñez, Temporary Deputy Superintendent
School Operations

**SUBJECT: PROPOSED AMENDMENT OF SCHOOL BOARD RULE:
INITIAL READING 6Gx13- 3B-1.07, TICKET SALES IN THE
SCHOOLS FOR NONSCHOOL AGENCIES**

COMMITTEE: SCHOOL SUPPORT ACCOUNTABILITY

**LINK TO DISTRICT
STRATEGIC PLAN: ENSURE SCHOOL INFRASTRUCTURE AND SCHEDULES
MEET THE NEEDS OF STUDENTS AND TEACHERS AND
ENHANCE TEACHING AND LEARNING**

This item is submitted for consideration by the School Board to amend its rule pertaining to ticket sales in the schools for nonschool agencies to permit schools to raise additional revenue through ticket sales when determined, by the Superintendent or designee, to be in the best interests of the school district. Many businesses and franchises are now trying to work together with the District to provide alternative sources of revenue for curricular and extra-curricular activities in schools. This revision will provide such access, but is restricted in that it will require approval by the Superintendent or his designee.

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.

Authorization of the Board is requested for the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to amend Board Rule 6Gx13- 3B-1.07, Ticket Sales in the Schools for Nonschool Agencies.

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 Board Rule 6Gx13- 3B-1.07, Ticket Sales in the Schools for Nonschool Agencies.

D-45

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on October 15, 2008, its intention to amend Board Rule 6Gx13- 3B-1.07, Ticket Sales in the Schools for Nonschool Agencies, at its meeting of November 18, 2008.

PURPOSE AND EFFECT: The revision to the Board Rule permits schools to raise additional revenue through ticket sales when determined, by the Superintendent or designee, to be in the best interests of the school district.

SUMMARY: To alleviate the restrictions regarding ticket sales for nonschool agencies to allow schools an opportunity to raise additional revenue for various curricular and extra-curricular programs through approved fundraising activities

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 1001.41(1)(2); 1001.42(23); 1001.43(10), F.S.

LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC: 1001.41(1)(2) F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF November 18, 2008, 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 provide a proposal for a lower cost regulatory alternative as provided by Section 120.541(1), F.S., must do so in writing, by November 10, 2008, 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 at cost to the public for inspection and copying, in the Citizen Information Center, Room 158, 1450 N. E. Second Avenue, Miami, Florida 33132.

Originator: Dr. Consuelo V. Dominguez
Supervisor: Mr. George A. Nuñez
Date: October 1, 2008

Income**TICKET SALES IN THE SCHOOLS FOR NONSCHOOL AGENCIES**

Tickets to affairs sponsored by or for nonschool agencies, shall not be sold in any public school, or on school premises, by any school, school organization or nonschool organization. Exceptions to this Rule can be made when determined, by the Superintendent or designee, to be in the best interests of the school district. For example, sales that will generate funds for the district may be deemed to be in the best interests of the school district. See also School Board Rule 6Gx13- 1C-1.051, Materials Containing Advertising Distributions.

Specific Authority: 230.22(2) 1001.41(1)(2); 1001.42(23); 1001.43(10), F.S.
Law Implemented, Interpreted, or Made Specific: 230.22(4) 1001.41(1)(2) F.S.

History THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA
Repromulgated: 12-11-74
Amended: