

Freddie Woodson, Deputy Superintendent
School Operations

SUBJECT: PROPOSED AMENDMENT OF SCHOOL BOARD RULE: FINAL
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

The School Board of Miami-Dade County, Florida, announced on October 15, 2008, its intention to amend School Board Rule 6Gx13- 3B-1.07, Ticket Sales in the Schools for Nonschool Agencies, at its meeting of November 18, 2008. The proposed amendment will 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.

The Notice of Intended Action was published in the *Miami Daily Business Review* on October 20, 2008, 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 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.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, adopt amended School Board Rule 6Gx13- 3B-1.07, Ticket Sales in the Schools for Nonschool Agencies, and authorize the Superintendent to file the rule with The School Board of Miami-Dade County, Florida, to be effective November 18, 2008.

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. Núñez
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(1) 1001.41(1)(2) F.S.

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