

January 16, 2002

Education
Joseph H. Mathos, Deputy Superintendent

**SUBJECT: PROPOSED PROMULGATION OF NEW SCHOOL BOARD RULE: INITIAL
READING 6Gx13- 5A-1.022, ADMISSION TO HENRY S. WEST
LABORATORY SCHOOL, A PROFESSIONAL DEVELOPMENT SCHOOL**

**PROPOSED REPEAL OF SCHOOL BOARD RULE: INITIAL READING
6Gx13- 5A-1.021, ADMISSION POLICY AT HENRY S. WEST
LABORATORY SCHOOL**

Board Rule 6Gx13- 5A-1.021, Admission Policy at Henry S. West Laboratory School, delineates policy and procedures for student enrollment that furthered the district's Court-ordered desegregation goals. On June 21, 2002, Judge William P. Dimitrouleas, United States District Court for the Southern District of Florida, granted unitary status to Miami-Dade County Public Schools, effective June 30, 2002. Consequently, the admissions policy for Henry S. West Laboratory School requires revisions.

A revision of the aforementioned policy has been developed in the form of a new rule which establishes a mechanism to ensure that students from diverse backgrounds have the opportunity to attend this school through the use of a race-neutral admissions procedure while retaining existing waiting lists for students who have applied for admission prior to March 13, 2002.

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

Authorization of the Board is requested for the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act for the repeal of School Board Rule 6Gx13- 5A-1.021, Admission Policy at Henry S. West Laboratory School, and for the promulgation of new School Board Rule 6Gx13- 5A-1.022, Admission to Henry S. West Laboratory School, A Professional Development School.

**REVISED
REPLACEMENT
B-24**

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 repeal School Board Rule 6Gx13- 5A-1.021, Admission Policy at Henry S. West Laboratory School, and to promulgate new School Board Rule 6Gx13- 5A-1.022, Admission to Henry S. West Laboratory School, A Professional Development School.

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on January 16, 2002, its intention to promulgate new School Board Rule 6Gx13- 5A-1.022, Admission to Henry S. West Laboratory School, A Professional Development School, at its meeting of March 13, 2002.

PURPOSE AND EFFECT: To provide a mechanism to ensure that students from diverse backgrounds have the opportunity to attend Henry S. West Laboratory School.

SUMMARY: The rule provides for a random selection process to ensure a diverse enrollment at Henry S. West Laboratory School while retaining existing waiting lists for students who have applied for admission prior to March 13, 2002.

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 230.22(2); 230.23(22) F.S.

LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC: 230.23(6)(a) F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF March 13, 2002, 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 February 12, 2002, 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: Ms. Magaly Abrahante
Supv: Mr. Joseph H. Mathos
Date: January 11, 2002

Attendance**ADMISSION TO HENRY S. WEST LABORATORY SCHOOL, A
PROFESSIONAL DEVELOPMENT SCHOOL**

I. Goal

Henry S. West Laboratory School (hereinafter "West Lab") is an elementary school of choice which serves students throughout the district, and has no designated attendance boundary. School Board Rule 6Gx13- 5A-1.022, establishes procedures to fill vacancies at West Lab based on a random selection process for admission. The use of recruitment and a random selection process will promote a diverse student enrollment which will include students with unique language needs or abilities, students with exceptional education needs, and students from differing socio-economic circumstances, and of different races, ethnicities, and genders.

II. Procedures

- A. Waiting Lists: Students who have applied for admission to West Lab prior to March 13, 2002, and who have been placed on a waiting list (having not been admitted at the kindergarten level) shall maintain their positions on the waiting lists and remain eligible for admission to class openings as they occur. No new names will be added to the waiting lists, and no new waiting lists will be created. Beginning with the 2002-2003 school year, applicants not admitted through the random selection process and not on a waiting list prior to March 13, 2002, must reapply as new applicants in subsequent school years in order to be considered for admission. As a result, after the 2007-2008 school year, no waiting list for West Lab will carry over to subsequent school years.
- B. Early Registrants: Children who have applied for admission to West Lab prior to March 13, 2002, but who have not yet been considered for admission (that is applicants for the kindergarten classes of 2002-2003 and beyond), need not reapply for admission to be eligible for the random selection process for kindergarten. Commencing March 13, 2002, early applications for admission will not be accepted. All students shall apply in accordance with the procedures described in Section II. C. below during the school year immediately preceding the school year for which admission is sought.

C. Application Procedures Effective March 13, 2002:

1. Each year, prior to October 1, the principal of West Lab will identify and report the number of seats available at the school by grade level. The principal also shall report the overall diversity of the school.] Revised
2. One of the goals of West Lab is to recruit students whose unique language needs or abilities, socio-economic circumstances, races, ethnicities, gender, or exceptional education needs are underrepresented in the school. To carry out this goal, the school shall annually assess the diversity of the school according to these criteria, develop appropriate recruitment goals and strategies, and be responsible for recruiting a diverse applicant pool for the school.] Revised
3. Applications for admission to West Lab must be received between October 1 and January 31 of the school year preceding the year for which admission to the school is sought. The application must contain the applicant's home address. Failure to provide a correct address will render the application void. Parents are responsible for advising the school of any change of address. Application forms for West Lab shall be available at West Lab and the Office of Schools of Choice prior to the commencement of the application period and must be submitted to West Lab.] Revised
4. West Lab will advise applicants who have met the application deadline of the application outcome by U.S. Mail, sent to the address provided by the parent, on or before March 15. For applicants receiving an offer of acceptance, parents/guardians must accept or decline the admission offer into West Lab on or before March 31. If the parent or guardian fails to respond by March 31, the offer of admission will be treated as declined.] Revised

- D. Random Selection Process: For the purpose of promoting equitable access to and diverse enrollment at West Lab, the Office of Evaluation and Research Services shall assign all elementary school attendance boundary areas in the district to one of four designated groups based on indicators of school performance and socio-economic circumstances. Beginning with the 2002-2003 school year, new applicants to West Lab] Revised

and early registrants (described in Section II. B. above) will be admitted on a random selection basis according to the following process, except that students on waiting lists as described in Section II. A. above shall be placed in any available seats prior to new applicants:

1. Twenty-five percent of available seats shall be filled by students randomly selected from applicants residing in attendance boundary areas of elementary schools in the first group as identified in paragraph D, with the first available seats given to applicants with siblings already attending West Lab.] Revised
2. Twenty-five percent of available seats shall be filled by students randomly selected from attendance boundary areas of elementary schools in the second group as identified in paragraph D, with the first available seats given to applicants with siblings already attending West Lab.] Revised
3. Twenty-five percent of available seats shall be filled by students randomly selected from attendance boundary areas of elementary schools in the third group as identified in paragraph D, with the first available seats given to applicants with siblings already attending West Lab.] Revised
4. Twenty-five percent of available seats shall be filled by students randomly selected from attendance boundary areas of elementary schools in the fourth group as identified in paragraph D, with the first available seats given to applicants with siblings already attending West Lab.] Revised
5. All children who are part of a multiple birth (twins, triplets, quadruplets, etc.) will be admitted when one of them is selected for admission through the random selection process.
6. Students will only maintain their placement on the lists developed by the random selection process through the school year for which they applied. Such students may reapply for subsequent school years according to the provisions of Section II. C. above.

7. If, after the random selection, any of the seats described in paragraphs one (1) through four (4) above remain available, additional applicants from the appropriate group shall be sought. Students who apply after the random selection may be admitted to available seats under paragraphs one (1) through four (4) above only if no other eligible and timely applicants remain in the relevant group. Such placements will be made on a first-come, first-serve basis.] Revised

 8. The West Lab admissions process and student enrollment data for the school will be reviewed annually by Education in conjunction with School Operations. If the admission process described above fails to achieve a diverse student enrollment for two or more years, additional school or student characteristics may be weighted in the random selection process.] Revised
- E. Transportation: Inasmuch as parents choose to have their children attend West Lab instead of the school serving their regular attendance zones, to which transportation would be provided as required by law, no transportation services are provided to West Lab.] Revised

Specific Authority: 230.22(2); 230.23(22), F.S.

Law Implemented, Interpreted, or Made Specific: 230.23(6)(a) F.S.

History:

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA

New:

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on January 16, 2002, its intention to repeal School Board Rule 6Gx13- 5A-1.021, Admission Policy at Henry S. West Laboratory School, at its meeting of March 13, 2002.

PURPOSE AND EFFECT: To repeal and replace the rule on admissions to Henry S. West Laboratory School.

SUMMARY: This rule is being repealed and replaced with new School Board Rule 6Gx13- 5A-1.022, Admission to Henry S. West Laboratory School, A Professional Development School, which establishes a mechanism to ensure that students from diverse backgrounds have the opportunity to attend Henry S. West Laboratory School.

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 230.22(2); 230.23(22) F.S.

LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC: 230.23(4) F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF March 13, 2002, 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 February 12, 2002, to the Superintendent of Schools, Room 912, at the same address.

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Originator: Ms. Magaly Abrahante
Supv: Mr. Joseph H. Mathos
Date: January 11, 2002

Attendance**ADMISSION POLICY AT HENRY S. WEST LABORATORY SCHOOL****I. Goal**

Over the course of five years, the admission policy at Henry S. West Laboratory School will be changed from one of filling vacancies strictly on chronological order of preregistration, to a policy of filling vacancies based on random selection.

II. Procedures

- A. Beginning with the 1993-94 school year, there will be two kindergarten classes.
1. Seventy percent of the students in the kindergarten classes will be comprised of students who will be chronologically selected from the preregistration list, and
 2. Thirty percent of the students in the kindergarten classes will be comprised of students who will be randomly selected from the preregistration list.
- B. Prior to the 1996-99 school year, all grade level openings other than kindergarten will be filled by students chronologically selected from the preregistration list.
- C. Beginning with the 1998-99 school year, and thereafter, all classes/openings will be comprised of students who have been randomly selected from the preregistration list. All children will be eligible to register for kindergarten through September 1 each year. Kindergarten classes will be selected in September prior to the beginning of the following school year. Priority will be given to incoming kindergarten students who have siblings enrolled in kindergarten through fourth grade at Henry S. West Laboratory School. Students will maintain their placement on the list developed through the random selection process not only for the selection of the kindergarten classes, but also for class openings as they occur. Students who are registered after the initial random number assignment will be placed on a registration list and will be subject to a random selection process prior to the point that the original list of the selected students is exhausted.
- D. Adjustments may be made as necessary each year to improve/maintain racial balance.

- E. Inasmuch as parents choose to have their children attend Henry S. West Laboratory School instead of the schools serving their regular attendance zones, to which transportation would be provided as required by law, no transportation services are provided to Henry S. West Laboratory School.
- F. All children who are part of a multiple birth will be admitted when one of them is selected for admission through the random selection process.

III. Definitions

- A. **Preregistration list.** The preregistration list is a list of children whose parents have formally requested that they be enrolled to attend Henry S. West Laboratory School. The list is maintained chronologically, with each child's name recorded in order of date of preregistration. The preregistration list is used in two ways, in one way for students who are chronologically selected, and in another way for students who are randomly selected.
- B. **Chronologically selected.** Students will be selected in order of the dates their names appear on the preregistration list, starting with the earliest date.
- C. **Randomly selected.** Students will be selected using a statistically based random selection process.
- D. **Multiple birth.** Students included are twins, triplets, quadruplets, etc.

Specific Authority: 230.22(2) F.S.

Law Implemented, Interpreted, or Made Specific: 230.23(4) F.S.

History

New: 6-24-92

Amended: 6-18-97

THE SCHOOL BOARD OF DADE COUNTY, FLORIDA