

Mercedes Toural, Chief Education Officer
and Deputy Superintendent of Schools

**SUBJECT: PROPOSED AMENDMENT OF BOARD RULE: FINAL READING
6Gx13- 5A-1.10, ATTENDANCE AREAS 2002-2003**

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

The School Board of Miami-Dade County, Florida, announced on March 12, 2003, its intention to amend School Board Rule 6Gx13- 5A-1.10, Attendance Areas 2002-2003, at its meeting of May 14, 2003. A public hearing was held on April 21, 2003.

Copies of the documents referenced in the proposed amended rule have been forwarded to Board members under separate cover and are on file in the Office of Board Recording Secretary, Room 924, and in the Citizen Information Center, School Board Administration Building, 1450 N.E. Second Avenue, Room 158, Miami, Florida.

The Notice of Intended Action was published in the *Miami Daily Business Review* on March 17, 2003, 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 amended rule. 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 School Board Rule 6Gx13- 5A-1.10, Attendance Areas 2002-2003, as amended, and authorize the Superintendent to file the rule with The School Board of Miami-Dade County, Florida, to be effective July 1, 2003.

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on March 12, 2003, its intention to amend Board Rule 6Gx13- 5A-1.10, Attendance Areas 2002-2003, at its meeting of May 14, 2003.

PURPOSE AND EFFECT: To establish attendance zones for elementary and secondary schools for the 2003-2004 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 21, 2003, 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 18, 2003, 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 for inspection and copying at cost by the public in the Citizen Information Center, School Board Administration Building, 1450 Northeast Second Avenue, Room 158, Miami, Florida.

Originator: Mr. F. Craig Sturgeon
Supervisor: Mr. Ronald K. Felton
Date: April 22, 2003

Revised
Subsequent
To Initial
Reading
March 14,
2003

Attendance**ATTENDANCE AREAS ~~2002-2003~~ 2003-2004**

Region Superintendents are responsible for proposing attendance areas for the schools in their respective regions. The Region Superintendents will be assisted in this task by 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 School Operations, ~~the Office of Educational Evaluation, the Division of Equal Educational Opportunity and Employment, the Division of Site Planning and Government Liaison, and Federal Programs and Grants Administration~~ the Office of Evaluation and Research, Civil Rights and Diversity Compliance, Facilities Planning, and 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 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 - ~~2001-2002~~ 2002-2003**
2. **Attendance Zone Recommendations and Related Administrative Actions - ~~2002-2003~~ 2003-2004**

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: ~~230.22(2); 230.23(22)~~ 1001.41(1)(2); 1001.42(22); 1001.43(10) F.S.
Law Implemented, Interpreted, or Made Specific: ~~230.23(4)(a); 230.33(8)~~
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