

Freddie Woodson, Deputy Superintendent
District/School Operations

**SUBJECT: PROPOSED AMENDMENT OF BOARD RULE: INITIAL READING
6Gx13- 5A-1.10, ATTENDANCE AREAS 2008-2009**

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**

In order to initiate rulemaking procedures in accordance with the Administrative Procedure Act, attendance zone recommendations must be submitted to the School Board. Accordingly, copies of the documents, *Attendance Zone Recommendations and Related Administrative Actions 2009-2010*, and *Attendance Zones Previously Approved by the Board 2008-2009*, will be forwarded to the School Board members under separate cover and will be on file in the Office of Board Recording Secretary, Room 924, and the Citizen Information Center, Room 158, at the School Board Administration Building, 1450 Northeast Second Avenue, Miami, Florida. Additionally, these documents are available at:

<http://pdfs.dadeschools.net/SchoolBoard/03-18-09/Attendance%20Zones%202009.pdf>

<http://pdfs.dadeschools.net/SchoolBoard/03-18-09/Attendance Areas Previously Approved 2008-2009.-Manual.pdf>

In developing these recommendations, consideration was given to those factors affecting attendance zone changes: compliance with Class Size Reduction Mandate, 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. Community input was solicited at Regional Community meetings on the proposed boundary changes. Individuals wishing to present alternate recommendations were assisted by Regional Center staff, as reflected in the proposed amended Board Rule.

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**Revised
D-45**

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- 5A-1.10, Attendance Areas 2008-2009.

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- 5A-1.10, Attendance Areas 2008-2009.

FW:pra

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on March 25, 2009, its intention to amend Board Rule 6Gx13- 5A-1.10, Attendance Areas 2008-2009, at its meeting of May 20, 2009.

PURPOSE AND EFFECT: To establish attendance zones for elementary and secondary schools for the 2009-2010 school year, which, in effect, relieves overcrowding and better utilizes existing student stations. Community input will be solicited at Regional Community meetings on the proposed boundary changes. Individuals wishing to present alternate recommendations will be assisted by Regional Center staff, as reflected in the proposed amended Board Rule. Revised

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(25); 1001.43(10) F.S.

LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC: 1001.42(4)(a)(6) F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING of May 20, 2009, which begins at 1:00 p.m., in the School Board Administration Building, 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., were requested to do so in writing by April 20, 2009, 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 Northeast Second Avenue, Miami, Florida 33132.

Originator: Dr. Consuelo V. Domínguez
Supervisor: Mr. Freddie Woodson
Date: March 4, 2009

Attendance**ATTENDANCE AREAS ~~2008-2009~~ 2009-2010**

The Superintendent of Schools is responsible for proposing attendance areas for the district schools. The Superintendent of Schools will be assisted in this task by School Operations, the Office of School Facilities, and the Attendance Boundary Committee.

To comply with the mandate of Class Size Reduction, the Office of School Facilities and School Operations will provide the Attendance Boundary Committee and the community with proposed attendance boundary changes for schools opening in ~~2008-2009~~ 2009-2010. Community input on these boundary changes will be solicited at Regional Community meetings. Individuals who wish to present alternate recommendations will be assisted by Regional Center staff. Any alternate proposals must be reviewed through the same process as the Superintendent's proposals. Community and Attendance Boundary Committee meetings will be held to present the attendance boundaries established for ~~2008-2009~~ 2009-2010.

} Revised

The Attendance Boundary Committee will take the following factors into consideration when reviewing proposed attendance areas regarding school boundaries: compliance with Class Size Reduction Mandate, impact on special 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.

Staff in School Operations, Office of School Facilities, Information Technology Services, Department of Transportation, Research Services, Office of Diversity Compliance, and Office of Intergovernmental Affairs, & Grants Administration, and Community Services, will assist the Superintendent of Schools in providing data, analyze proposed attendance areas and prepare 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 ~~2007-2008~~ 2008-2009**
2. **Attendance Zone Recommendations and Related Administrative Actions - ~~2008-2009~~ 2009-2010**

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: 1001.41(1)(2); 1001.42(~~23~~ 25); 1001.43(10), F.S.
Law Implemented, Interpreted, or Made Specific: 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; 5-14-03 effective 7-1-03; 5-19-04 effective 7-1-04; 5-18-05 effective 7-1-05; 5-10-06 effective 7-1-06; 11-21-06; 5-16-07; 5-21-08 effective 7-11-08