

May 8, 2017

Valtena G. Brown, Deputy Superintendent/Chief Operating Officer  
School Operations

**SUBJECT: PROPOSED AMENDMENT OF BOARD POLICY: FINAL  
READING 5120, STUDENT SCHOOL ASSIGNMENT AND  
ATTENDANCE BOUNDARY COMMITTEE**

**COMMITTEE: PERSONNEL SERVICES AND STUDENT SCHOOL SUPPORT**

**LINK TO STRATEGIC  
BLUEPRINT: STUDENT, PARENT, AND COMMUNITY ENGAGEMENT**

At its April 5, 2017, regular Board meeting, the Board approved Agenda Item D-66 (Attendance Boundary Change) authorizing the Superintendent to initiate rulemaking proceedings to amend Board Policy 5120, *Student School Assignment and Attendance Boundary Committee*. The proposed amendments will:

- Establish a temporary boundary for Dr. Toni Bilbao Preparatory Academy during the 2017-2018 and 2018-2019 school years with a permanent boundary being established during the 2019-2020 school year.
- During the 2017-2018 and 2018-2019 school years, students residing in the boundaries of Dr. Rolando Espinosa K-8 Center and John I. Smith K-8 Center will have the option of attending Dr. Toni Bilbao Preparatory Academy or remain in their respective school.
- Dr. Toni Bilbao Preparatory Academy will open as a K-8 Center during the 2017-2018 school year, will initially serve students in grades PreK-2, and will add a grade each year thereafter until 8<sup>th</sup> grade is added.

The proposed boundaries were approved by the Attendance Boundary Committee (ABC) and the Diversity Equity and Excellence Advisory Committee (DEEAC).

The Notice of Intended Action was published in the *Miami Daily Business Review* on April 10, 2017, posted in various places for public information and mailed to various organizations representing persons affected by the amended policy and to individuals requesting notification.

**D-66**

The time to request a hearing or protest the adoption of this policy has elapsed.

In accordance with provisions of the Administrative Procedure Act, this amended policy is presented to The School Board of Miami-Dade County, Florida, for adoption and authorization to file the policy in the official records of The School Board of Miami-Dade County, Florida.

Attached is the Notice of Intended Action and the policy proposed for amendment. Changes from the current policy are indicated by underscoring words to be added and ~~striking through~~ words to be deleted.

Copies of the documents, *Attendance Zone Recommendations and Related Administrative Actions 2017-2018*, and *Attendance Zones Previously Approved by the Board 2016-2017*, 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 102, at the School Board Administration Building, 1450 Northeast Second Avenue, Miami, Florida 33132. Additionally, these documents are available online at:

[http://pdfs.dadeschools.net/schoolboard/052417/Attendance\\_Zone\\_Recommendations\\_and\\_Related\\_Administrative\\_Actions\\_2017-2018.pdf](http://pdfs.dadeschools.net/schoolboard/052417/Attendance_Zone_Recommendations_and_Related_Administrative_Actions_2017-2018.pdf)

[http://pdfs.dadeschools.net/schoolboard/040517/Attendance\\_Zones\\_Previously\\_Approved\\_by\\_the\\_Board\\_2016-2017.pdf](http://pdfs.dadeschools.net/schoolboard/040517/Attendance_Zones_Previously_Approved_by_the_Board_2016-2017.pdf)

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, adopt amended School Board Policy 5120, *Student School Assignment and Attendance Boundary Committee* and the document, *Attendance Zone Recommendations and Related Administrative Actions 2017-2018*, which is incorporated by reference and is part of this policy, and authorize the Superintendent to file the amended policy with The School Board of Miami-Dade County, Florida, to be effective July 1, 2017.

VGB:slc

## NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on April 5, 2017, its intention to amend Board Policy 5120, *Student School Assignment and Attendance Boundary Committee*, at its meeting of May 24, 2017.

**PURPOSE AND EFFECT:** To establish attendance zones for elementary and secondary schools for the 2017-2018 school year which are in the best interest of students and better utilize existing student stations.

**SUMMARY:** Board approval of this policy will support proposed attendance boundary zones.

**SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED:** 1001.41(1), (2), (6); 1001.42 (4)(a)(25); 1001.43(10); 1001.49 (3), (4) F.S.

**LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC:** 1000.05; 1001.41(6); 1002.20; 1002.31; 1003.06, F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING of May 24, 2017, 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., must do so in writing by May 1, 2017, 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 POLICY is available at cost to the public for inspection and copying in the Citizen Information Center, Room 102, 1450 Northeast Second Avenue, Miami, Florida 33132.

Originator: Mr. Steffond L. Cone  
Supervisor: Mrs. Valtena G. Brown  
Date: March 22, 2017

# Policy

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## STUDENT SCHOOL ASSIGNMENT AND ATTENDANCE BOUNDARY COMMITTEE

The assignment of students to District schools shall be consistent with the best interests of students and the best use of District resources.

### **Attendance Areas ~~2016-2017~~ 2017-2018**

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

The Offices of School Facilities and School Operations will provide the Attendance Boundary Committee and the community with proposed attendance boundary changes for schools in ~~2016-2017~~ 2017-2018. Community input on these boundary changes will be solicited at regional community meetings. Individuals who wish to present alternate recommendations will be assisted by region staff. Any alternate proposals must be reviewed through the same process as the Superintendent's proposals. Community and ABC meetings will be held to present the attendance boundaries established for ~~2016-2017~~ 2017-2018. The Superintendent is authorized to develop administrative procedures to implement this process.

The ABC 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.

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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 Engagement, will assist the Superintendent in providing data, analyze proposed attendance areas, and prepare recommendations for submission to the School Board.

The Board-approved school attendance zones for the current school year are contained in the following documents:

- A. Attendance Zones Previously Approved by the Board - ~~2015-2016~~ 2016-2017;
- B. Attendance Zone Recommendations and Related Administrative Actions - ~~2016-2017~~ 2017-2018.

Copies of these documents are incorporated by reference in this policy and are on file in the Office of Board Recording Secretary and in the Citizen Information Center.

No assignment to schools or attendance schedules shall discriminate against students on the basis of gender, race, religion, disability, national origin, sex, color, ethnic or national origin, marital status, genetic information, age, political beliefs, sexual orientation, gender identification, social and family background, linguistic preference, medical reason, pregnancy, childbirth, medical condition to pregnancy, handicap, handicap against a student or employee, and any other legally prohibited basis.

The parent of siblings who are assigned to the same grade level and school may request that the school place the siblings in the same classroom or in separate classrooms. This request must be made no later than five (5) days before the first day of school each school year or five (5) days after the first day of attendance of the students if the students are enrolled in school after the school year commences. The school is not required to meet the request if there is factual evidence indicating a specific placement is better for the student than that requested by the parent.

The Superintendent may assign a student to a school other than that designated by the attendance area when such exception is justified by circumstances and is in the best interest of the student.

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Whenever school boundaries are revised, every effort shall be made to continue a student in the elementary school to which s/he was initially assigned.

Wherever possible and advisable in the interests of students in non-magnet schools and programs, siblings shall be assigned to the same school. Assignment of siblings of students to magnet schools and programs is governed by Policy 2370.

The Superintendent shall assign incoming transfer students to schools, grades, and classes that provide each student the greatest likelihood of realizing their fullest educational potential.

The principal shall assign students in his/her school to appropriate grades, classes, or groups. This action shall be based on consideration of the needs of the student as well as the administration of the school.

## **Request for Student Transfers**

A student may be permitted to attend a school other than the school serving the parents' residential area as stipulated in Policy 5131.

## **Nonresident Students**

Students who are not residents of Miami-Dade County may attend District schools as stipulated in Policy 5131.

F.S. 1000.05, 1001.41, 1001.49, 1002.20, 1002.31, 1003.02, 1003.06, 1003.21

Revised 6/15/11

Revised 7/18/12

Revised 4/17/13

Revised 6/18/14

Revised 6/17/15

Revised 6/22/16