March 5, 2020

Office of Superintendent of Schools Board Meeting of March 18, 2020

Office of School Board Attorney Walter J. Harvey, School Board Attorney

SUBJECT: INITIAL READING: TO PROMULGATE NEW POLICY 1020, APPOINTMENT OF SUPERINTENDENT

COMMITTEE: PERSONNEL, STUDENT, SCHOOL, AND COMMUNITY SUPPORT

LINK TO STRATEGIC BLUEPRINT: EFFECTIVE AND SUSTAINABLE BUSINESS PRACTICES

At its regular meeting on February 12, 2020, the Board approved Actions #1 and #4 of Revised Agenda Item H-13, sponsored by Ms. Maria Teresa Rojas, Board Member, which directed that the School Board schedule a workshop "to discuss succession management, current Board policies, and the potential development of procedures for the selection of those employees who report to the Board;" and for the School Board Attorney to present at the workshop "any legal issues or concerns that the Board needs to be aware of related to current board policies and/or procedures which may be developed, to ensure compliance with F.S. 1001.50."

Consistent with Item H-13, the Board workshop was held on March 4, 2020. The Board members present directed the Board Attorney to update the old Board rule 6Gx13-<u>2A-1.021</u> (which had been repealed) regarding the appointment of the Superintendent and bring it back to the Board for initial reading and discussion. This item requests authorization to initiate rulemaking proceedings to adopt new Policy 1020, *Appointment of Superintendent*, which outlines the process for filling a vacancy of the position of the Superintendent and includes the desired and required qualifications for the position. The new policy is an updated version of the old Board rule.

Attached are the Notice of Intended Action and policy amendments. Changes are indicated by <u>underscoring</u> words to be added and striking through words to be deleted.

Authorization of the Board is requested to authorize the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to promulgate new Policy 1020, *Appointment of Superintendent*.

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 promulgate new Policy 1020, *Appointment of Superintendent*.



NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on March 18, 2020, its intention to promulgate new Policy 1020, *Appointment of Superintendent*, at its regular meeting on April 29, 2020.

PURPOSE AND EFFECT: To adopt new Policy 1020, *Appointment of Superintendent*, which outlines the process for filling a vacancy of the position of the Superintendent and includes desired and required qualifications for the position.

SUMMARY: Proposed new Policy 1020, *Appointment of Superintendent*, outlines the process for filling a vacancy of the position of the Superintendent and includes the desired and required qualifications for the position.

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 1001.41 (1), (2), (5); 1001.43 (10); 1001.50, F.S.

LAWS IMPLEMENTED INTERPRETED OR MADE SPECIFIC: 1001.463; 1001.50, F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING SCHOOL BOARD MEETING OF April 29, 2020, 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 in Section 120.54(1), F.S., must do so in writing by April 14, 2020, to the Superintendent, 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)

COPIES OF THE PROPOSED NEW POLICY is available at cost to the public for inspection and copying in the Citizen Information Center, Room 102, 1450 N.E. Second Avenue, Miami, Florida 33132.



Book	Policy Manual
Section	March 18, 2020 - Initial Reading
Title	NEW POLICY - APPOINTMENT OF THE SUPERINTENDENT
Code	1020
Status	Initial Reading

NEW POLICY

1020 - APPOINTMENT OF THE SUPERINTENDENT

In accordance with 1001.50, F.S., and all other applicable laws and rules, when a vacancy occurs in the position of Superintendent, the School Board shall (1) appoint a Superintendent by no fewer than five (5) votes; (2) determine the salary; and (3) enter into a contract of employment to be negotiated with the candidate. Prior to negotiation of the employment contract, the Board shall conduct a workshop to provide guidance to the Board's designated negotiator.

A doctorate degree is a desirable qualification and the following are minimum requirements for the position:

- 1. An earned degree from an accredited college or university.
- 2. Evidence of additional training and experience in multi-faceted administration, business management, or closely related fields.
- 3. Experience and training should include: organizational management, program development, business procedures, finance, setting of priorities, and labor relations, with such experience preferably gained in a large school system, business and/or governmental body.
- 4. The Superintendent must be the best person available. The Board will not discriminate in its selection based on the protected categories in its anti-discrimination Policy 1362, *Anti Discrimination/Harassment.* A genuine commitment to a high quality of public education is essential.

Legal

1001.50, F.S. 1001.461(1), F.S.