

FIRST REGULAR SESSION

SENATE BILL NO. 236

90TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR STOLL

Read 1st time January 11, 1999, and 1,000 copies ordered printed.

S0437.011

TERRY L. SPIELER, Secretary.

AN ACT

To repeal sections 160.051, 160.053, 160.054 and 160.055, RSMo Supp. 1998, relating to summer school attendance prior to kindergarten, and to enact in lieu thereof four new sections relating to the same subject.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 160.051, 160.053, 160.054 and 160.055, RSMo Supp. 1998, are repealed and four new sections enacted in lieu thereof, to be known as sections 160.051, 160.053, 160.054 and 160.055, to read as follows:

160.051. A system of free public schools is established throughout the state for the gratuitous instruction of persons between the ages of five and twenty-one years. Any child whose fifth birthday occurs before the first day of August shall be deemed to have attained the age of five years at the commencement of the school year beginning in that calendar year **or at the commencement of the summer school session immediately prior to the school term beginning in the school year beginning in that calendar year, whichever is earlier**, for the purpose of apportioning state school funds and for all other purposes.

160.053. 1. If a school district maintains a kindergarten program, a child is eligible for admission to kindergarten **and to the summer school session immediately preceding kindergarten, if offered**, if the child reaches the age of five before the first day of August of the school year beginning in that calendar year. A child is eligible for admission to first grade if the child reaches the age of six before the first day of August of the school year beginning in that calendar year.

2. Any kindergarten or grade one pupil beginning the school term **and any pupil**

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

beginning summer school prior to a kindergarten school term in a metropolitan school district or an urban school district containing the greater part of the population of a city which has more than three hundred thousand inhabitants pursuant to section 160.054 or 160.055 and subsequently transferring to another school district in this state in which the child's birth date would preclude such child's eligibility for entrance shall be deemed eligible for attendance and shall not be required to meet the minimum age requirements. The receiving school district shall receive state aid for the child, notwithstanding the provisions of [sections] **section** 160.051 [and 163.017, RSMo].

3. Any child who completes the kindergarten year shall not be required to meet the age requirements of a district for entrance into grade one.

4. The provisions of this section relating to kindergarten instruction and state aid therefor, shall not apply during any particular school year to those districts which do not provide kindergarten classes that year.

160.054. 1. Notwithstanding any provisions of sections 160.051 and 160.053, to the contrary, beginning with the 1997-98 school year, all metropolitan school districts, except as provided in subsection 2 of this section, may establish and enforce a regulation which requires that a child shall have attained the age of five for purposes of kindergarten **and summer school prior to a kindergarten school term**, and the age of six for purposes of grade one, on or before any date between August first and October first of that year. The school district shall receive state aid for any child admitted to kindergarten, **summer school prior to kindergarten**, or grade one pursuant to this section, notwithstanding the provisions of [sections] **section** 160.051 [and 163.017, RSMo].

2. Any kindergarten or grade one pupil beginning the school term **and any pupil beginning summer school prior to a kindergarten school term** in a metropolitan school district and subsequently transferring to another school district in this state in which the child's birth date would preclude such child's eligibility for entrance shall be deemed eligible for attendance and shall not be required to meet the minimum age requirements. The receiving school district shall receive state aid for the child, notwithstanding the provisions of [sections] **section** 160.051 [and 163.017, RSMo].

3. Any child who completes the kindergarten year in a metropolitan school district shall not be required to meet the minimum age requirements of another school district in this state for entrance into grade one.

4. The provisions of subsections 1 and 2 of this section, relating to kindergarten instruction and state aid therefor, shall not apply during any particular school year to those districts which do not provide kindergarten classes that year.

160.055. 1. Notwithstanding any provisions of sections 160.051 and 160.053, to the contrary, beginning with the 1997-98 school year, all urban school districts containing the greater

part of the population of a city which has more than three hundred thousand inhabitants, except as provided in subsection 2 of this section, may establish and enforce a regulation which requires that a child shall have attained the age of five for purposes of kindergarten **and summer school prior to a kindergarten school term**, and the age of six for purposes of grade one, on or before any date between August first and October first of that year. The school district shall receive state aid for any child admitted to kindergarten, **summer school prior to kindergarten**, or grade one pursuant to this section, notwithstanding the provisions of [sections] **section** 160.051 [and 163.017, RSMo].

2. Any kindergarten or grade one pupil beginning the school term **and any pupil beginning summer school prior to a kindergarten school term** in an urban school district in this state containing the greater part of the population of a city which has more than three hundred thousand inhabitants and subsequently transferring to another school district in this state in which the child's birth date would preclude such child's eligibility for entrance shall be deemed eligible for attendance and shall not be required to meet the minimum age requirements. The receiving school district shall receive state aid for the child, notwithstanding the provisions of [sections] **section** 160.051 [and 163.017, RSMo].

3. Any child who completes the kindergarten year in an urban school district containing the greater part of the population of a city which has more than three hundred thousand inhabitants shall not be required to meet the minimum age requirements of another school district in this state for entrance into grade one.

4. The provisions of subsections 1 and 2 of this section, relating to kindergarten instruction and state aid therefor, shall not apply during any particular school year to those districts which do not provide kindergarten classes that year.

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