

## HOUSE BILL No. 2363

By Representatives Carter, Betts, Brunk, Compton, Freeborn, Horst,  
Loyd, McLeland, Merrick, Schwab, D. Williams and Yonally

2-12

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AN ACT concerning schools; relating to the age of eligibility for school attendance; amending K.S.A. 72-1107 and repealing the existing section.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. K.S.A. 72-1107 is hereby amended to read as follows: 72-1107. (a) Subject to the provisions of subsection (b) *and (e)*, any child is eligible to attend the elementary grades in the school district in which the child resides or in a school district which has entered into an agreement in accordance with and under authority of K.S.A. 72-8233, and amendments thereto, with the school district in which the child resides if ~~(1) for the 1994-95 school year, the child will attain the age of six years on or before September 1 of the school year and (2) for the 1995-96 school year, the child will attain the age of six years on or before September 1 of the school year and (3) for any school year commencing after the 1995-96 school year, the child will attain the age of six years on or before August 31 of the school year;~~

(b) Any child who has completed a kindergarten course entered and attended in this state in accordance with the provisions of subsection (d) or who was a resident in another state and who, while residing in such other state, had entered and was in attendance in first grade in such state or who had completed in such state a kindergarten course maintained by a public school district or by an accredited private, denominational or parochial school shall be eligible to attend first grade in this state, regardless of age;

(c) Subject to the provisions of subsection (d) *and (e)*, any child is eligible to attend kindergarten in the school district in which the child resides or in a school district which has entered into an agreement in accordance with and under authority of K.S.A. 72-8233, and amendments thereto, with the school district in which the child resides if ~~(1) for the 1994-95 school year, the child will attain the age of five years on or before September 1 of the school year and (2) for any school year commencing after the 1994-95 school year, the child will attain the age of five years on or before August 31 of the school year;~~

1 (d) Any child who was a resident in another state and who, while  
2 residing in such other state, had entered and was in attendance in kin-  
3 dergarten in such state shall be eligible to attend kindergarten in this  
4 state, regardless of age.

5 (e) *The above subsections shall not be construed as limiting the right*  
6 *of any child who has not yet attained the age of five years on or before*  
7 *August 31 of the school year from attending kindergarten in the school*  
8 *district or any accredited private, denominational or parochial school*  
9 *with such school's consent, nor shall the above subsections be construed*  
10 *as limiting the right of any child who has not yet attained the age of six*  
11 *years on or before August 31 of the school year from attending elementary*  
12 *grades in the school district or any accredited private, denominational or*  
13 *parochial school with such school's consent.*

14 Sec. 2. K.S.A. 72-1107 is hereby repealed.

15 Sec. 3. This act shall take effect and be in force from and after its  
16 publication in the statute book.

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