HB168
171106-2
By Representatives Warren, Drummond, McClammy, Lee, Moore (B)
and Coleman
RFD: Education Policy
First Read: 09-FEB-16
ENROLLED, An Act,

To amend Section 16-28-4, Code of Alabama 1975, relating to enrolling for school; to allow a child who is six years of age on or before December 31 to enroll in first grade in the enrolling school district.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 16-28-4 of the Code of Alabama 1975, is amended to read as follows:

"§16-28-4.

"(a) A child who is six years of age on or before September 1 or December 31 or the date on which school begins in the enrolling district shall be entitled to admission to the first grade in the public elementary schools at the opening of such schools for that school year or as soon as practicable thereafter. A child who is under six years of age on September 1 or December 31 or the date on which school begins in the enrolling district shall not be entitled to admission to the first grade in the public elementary schools during that school year; except, that an underage child who transfers from the first grade of a school in another state may be admitted to school upon approval of the board of education in authority, and an underage child who has moved into this state having completed or graduated from a mandated kindergarten program in another state shall be entitled to admission to the
public elementary schools regardless of age. A child who
becomes six years of age on or before February 1 may, on
approval of the local board of education in authority, be
admitted at the beginning of the second semester of that
school year to schools in school systems having semiannual
promotions of pupils.

"(b) A child who is five years of age on or before
September 1 or the date on which school begins in the
enrolling district shall be entitled to admission to the local
public school kindergartens at the opening of such schools for
that school year or as soon as practicable thereafter; a child
who is under five years of age on September 1 or the date on
which school begins in the enrolling district shall not be
entitled to admission to such schools during that school year;
except that, an underage child who transfers from the public
school kindergarten in another state may be admitted to local
public kindergarten on the prior approval of the local board
of education on a space available basis. The aforementioned
underage children transferring from the public school
kindergartens of another state, upon successful completion of
the kindergarten in the local public schools, will then be
allowed admission to the first grade of the local public
schools.

"(c) Students who were four years of age on or
before October 1, 1989, and are enrolled in a public, private
or church four-year-old program or kindergarten during the
1989–90 school year will be allowed to enroll in a
five-year-old public kindergarten, applicable only for the
1990–91 school year and to enroll in grade one of a public
school, applicable only for 1991–92 school year. Students who
are already enrolled in a public, private or church
kindergarten will be allowed to enroll in grade one of a
public school, applicable only for the 1990–91 school year.

"(b) (c) No public school system shall lose any
teacher unit as a result of this section. The State Board of
Education is authorized to adopt policies for local boards of
education for the implementation of this section."

Section 2. This act shall become effective
immediately following its passage and approval by the
Governor, or its otherwise becoming law.
HB168

Speaker of the House of Representatives

Kay Ivey
President and Presiding Officer of the Senate

House of Representatives
I hereby certify that the within Act originated in
and was passed by the House 22-MAR-16.

Jeff Woodard
Clerk

Senate 28-APR-16 Passed

APPROVED 5-10-2016

TIME 3:30 P.M

GOVERNOR

Alabama Secretary Of State
Act Num...: 2016-297
Bill Num...: H-168
Recvd 05/10/16 04:45pmSLF
REPORT OF STANDING COMMITTEE

This bill having been referred by the House to the standing committee on Education Policy was acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be Passed, w/amend(s) w/sub this 24 day of Feb, 2016.

Chairperson

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, HB 168.

JEFF WOODWARD, Clerk

FURTHER HOUSE ACTION (OVER)