

# SENATE BILL No. 324

March 17, 2005, Introduced by Senators JELINEK, KUIPERS, CASSIS, HARDIMAN, BIRKHOLZ, McMANUS, ALLEN, VAN WOERKOM, GOSCHKA and BISHOP and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled  
 "The revised school code,"  
 by amending section 1147 (MCL 380.1147).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 1147. (1) A ~~person, resident of~~ **CHILD WHO RESIDES IN** a  
 2 school district not maintaining a kindergarten and **WHO IS** at least  
 3 5 years of age on the first day of enrollment of the school year ~~—~~  
 4 ~~shall have a right to~~ **MAY** attend school in the district.

5           (2) ~~In~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, IN** a  
 6 school district ~~where provision is made for~~ **THAT PROVIDES**  
 7 kindergarten, ~~work,~~ a child ~~—, resident of~~ **WHO RESIDES IN** the  
 8 **SCHOOL** district ~~—, is entitled to~~ **MAY** enroll in the kindergarten  
 9 if the child is at least 5 years of age on December 1 of the school

1 year of enrollment. FOR THE 2005-2006 SCHOOL YEAR, A CHILD WHO  
2 RESIDES IN THE SCHOOL DISTRICT MAY ENROLL IN KINDERGARTEN IF THE  
3 CHILD IS AT LEAST 5 YEARS OF AGE ON NOVEMBER 1, 2005. FOR THE 2006-  
4 2007 SCHOOL YEAR, A CHILD WHO RESIDES IN THE SCHOOL DISTRICT MAY  
5 ENROLL IN KINDERGARTEN IF THE CHILD IS AT LEAST 5 YEARS OF AGE ON  
6 OCTOBER 1, 2006. FOR THE 2007-2008 SCHOOL YEAR AND EACH SUCCEEDING  
7 SCHOOL YEAR, A CHILD WHO RESIDES IN THE SCHOOL DISTRICT MAY ENROLL  
8 IN KINDERGARTEN IF THE CHILD IS AT LEAST 5 YEARS OF AGE ON  
9 SEPTEMBER 1 OF THE SCHOOL YEAR OF ENROLLMENT.

10 (3) In a school district ~~which~~ THAT PROVIDES KINDERGARTEN  
11 AND has semiannual promotions, a child ~~, resident of~~ WHO RESIDES  
12 IN the district ~~, is entitled to~~ MAY enroll in kindergarten for  
13 the second semester if the child is at least 5 years of age on  
14 March 1 of the year of enrollment.

15 (4) THE BOARD OF A SCHOOL DISTRICT OR BOARD OF DIRECTORS OF A  
16 PUBLIC SCHOOL ACADEMY MAY ADOPT A POLICY THAT ALLOWS A CHILD WHO IS  
17 AT LEAST 4 YEARS OF AGE ON SEPTEMBER 1 OF THE SCHOOL YEAR TO ENROLL  
18 IN KINDERGARTEN EARLY UPON REQUEST BY THE CHILD'S PARENT OR LEGAL  
19 GUARDIAN IF IT IS DETERMINED THAT THE CHILD DEMONSTRATES  
20 CAPABILITIES WARRANTING THE EARLY ENROLLMENT. THE POLICY SHALL  
21 REQUIRE THE DETERMINATION OF A CHILD'S CAPABILITIES TO BE MADE BY  
22 THE SCHOOL DISTRICT SUPERINTENDENT OR PUBLIC SCHOOL ACADEMY CHIEF  
23 ADMINISTRATOR, OR BY HIS OR HER DESIGNEE.

24 (5) THE AGES PRESCRIBED IN THIS SECTION FOR A CHILD'S  
25 ELIGIBILITY FOR ENROLLMENT IN A SCHOOL DISTRICT ALSO APPLY TO A  
26 CHILD'S ELIGIBILITY TO ENROLL IN A PUBLIC SCHOOL ACADEMY.

27 Enacting section 1. This amendatory act does not take effect

1 unless Senate Bill No. 325

2 of the 93rd Legislature is enacted into law.