

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1689
97TH GENERAL ASSEMBLY

4967L.02C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 160.053, 160.054, and 160.055, RSMo, and to enact in lieu thereof four new sections relating to early childhood education.

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

Section A. Sections 160.053, 160.054, and 160.055, RSMo, are repealed and four new sections enacted in lieu thereof, to be known as sections 160.053, 160.054, 160.055, and 163.018, to read as follows:

160.053. 1. **If a school district maintains a prekindergarten program, a child is eligible for admission to that prekindergarten program only if the child has reached the age of three before the first day of August of the school year beginning in that calendar year.** 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 or if the child is a military dependent who has successfully completed an accredited prekindergarten program or has attended an accredited kindergarten program in another state. 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 or if the child is a military dependent who has successfully completed an accredited kindergarten program in another state.

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 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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 would preclude such child's eligibility for entrance shall be deemed eligible for attendance and
19 shall not be required to meet the minimum age requirements. The receiving school district shall
20 receive state aid for the child, notwithstanding the provisions of section 160.051.

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

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

160.054. 1. Notwithstanding any provisions of sections 160.051 and 160.053, to the
2 contrary, beginning with the 1997-98 school year, all metropolitan school districts, except as
3 provided in subsection 2 of this section, may establish and enforce a regulation which requires
4 that a child shall have attained the age of **three by August first for purposes of**
5 **prekindergarten if a school district maintains such a program, the age of** five for purposes
6 of kindergarten and summer school prior to a kindergarten school term, and the age of six for
7 purposes of grade one, on or before any date between August first and October first of that year.
8 The school district shall receive state aid for any child admitted to kindergarten, summer school
9 prior to kindergarten, or grade one pursuant to this section, notwithstanding the provisions of
10 section 160.051.

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

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

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

160.055. 1. Notwithstanding any provisions of sections 160.051 and 160.053, to the
2 contrary, beginning with the 1997-98 school year, all urban school districts containing the greater
3 part of the population of a city which has more than three hundred thousand inhabitants, except
4 as provided in subsection 2 of this section, may establish and enforce a regulation which requires
5 that a child shall have attained the age of **three by August first for purposes of**
6 **prekindergarten if a school district maintains such a program, the age of** five for purposes

7 of kindergarten and summer school prior to a kindergarten school term, and the age of six for
8 purposes of grade one, on or before any date between August first and October first of that year.
9 The school district shall receive state aid for any child admitted to kindergarten, summer school
10 prior to kindergarten, or grade one pursuant to this section, notwithstanding the provisions of
11 section 160.051.

12 2. Any kindergarten or grade one pupil beginning the school term and any pupil
13 beginning summer school prior to a kindergarten school term in an urban school district in this
14 state containing the greater part of the population of a city which has more than three hundred
15 thousand inhabitants and subsequently transferring to another school district in this state in which
16 the child's birth date would preclude such child's eligibility for entrance shall be deemed eligible
17 for attendance and shall not be required to meet the minimum age requirements. The receiving
18 school district shall receive state aid for the child, notwithstanding the provisions of section
19 160.051.

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

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

**163.018. 1. Notwithstanding the definition of average daily attendance in
2 subdivision (2) of section 163.011 to the contrary, pupils ages three and four who are
3 eligible for free and reduced lunch and attend an early childhood education program that:**

4 **(1) Is operated by and in a district or by a charter school
5 either of which provides full-day kindergarten; and**

6 **(2) Meets standards established by the state board of education,**

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8 **shall be included in the district's calculation of average daily attendance provided that, for
9 any district or charter school, the total number of three- and four-year-old pupils so
10 included in the definition of average daily attendance shall not exceed four percent of the
11 total number of pupils who are eligible for free and reduced lunch between the ages of
12 three and eighteen who are included in the district's or charter school's calculation of
13 average daily attendance.**

14 **2. (1) For all those school districts that have been declared unaccredited by the
15 state board of education and remain unaccredited as of July 1, 2014, the provisions of this
16 section shall become applicable beginning in the 2014-15 school year;**

17 (2) For any school district that is declared unaccredited by the state board of
18 education after July 1, 2014, the provisions of this section shall become applicable
19 immediately upon such declaration;

20 (3) For all those school districts that have been declared provisionally accredited
21 by the state board of education and remain provisionally accredited as of July 1, 2014, the
22 provisions of this section shall become applicable beginning in the 2015-16 school year;

23 (4) For any school district that is declared provisionally accredited by the state
24 board of education after July 1, 2014, the provisions of this section shall become applicable
25 beginning in the 2015-16 school year or immediately upon such declaration, whichever is
26 later;

27 (5) The provisions of this section shall become applicable for all districts not
28 covered by subdivisions (1) through (4) of this subsection in any school year subsequent to
29 a school year in which the amount appropriated under subsections 1 and 2 of section
30 163.031 is equal to or exceeds the amount necessary to fund the entire entitlement
31 calculation determined under subsections 1 and 2 of section 163.031, and shall remain
32 applicable in all school years thereafter, irrespective of the amount appropriated under
33 subsections 1 and 2 of section 163.031 in any succeeding year.

34 3. This section shall not require school attendance beyond that mandated under
35 section 167.031 and shall not change or amend the provisions of sections 160.051, 160.053,
36 160.054, and 160.055 relating to kindergarten attendance.

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