

704 KAR 5:060. Entrance of five (5) year olds into primary school program for compulsory attendance purposes.

RELATES TO: KRS 156.031, 159.010, 159.020

STATUTORY AUTHORITY: KRS 156.070, 159.130

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.031 requires that administrative regulations relating to statutes amended by the 1990 Kentucky Education Reform Act be reviewed, amended if necessary and resubmitted to the Legislative Research Commission prior to December 30, 1990; and KRS 159.010 and 159.020 require any five (5) year old child who has voluntarily "entered" the primary school program to thereafter be subject to compulsory attendance laws. This administrative regulation is necessary to interpret official and final entry into the primary school program for such children to occur only after the first two (2) months of school to allow for withdrawal of five (5) year olds demonstrating a lack of maturity or readiness for beginning the primary school program.

Section 1. Any five (5) year old child not otherwise subject to compulsory attendance laws, but who voluntarily enrolls in the primary school program at the beginning of the school year, may upon parental or guardian's written request be withdrawn from the program at any time within the first two (2) school calendar months, at the end of such trial period of time such a child shall be considered irrevocably entered into the primary school program for purposes of KRS 159.010 and 159.020.

(704 KAR 005:060. 15 Ky.R. 1194; eff. 12-2-1988; 17 Ky.R. 2057; eff. 2-7-1991; Crt eff. 11-16-2018; Crt eff. 10-2-2025.)