- 1 HB6
- 2 125422-2
- 3 By Representative Merrill
- 4 RFD: Education Policy
- 5 First Read: 01-MAR-11
- 6 PFD: 02/22/2011

1	<u>ENGROSSED</u>
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	To amend Section 16-28-3, Code of Alabama 1975,
9	relating to mandatory school attendance, to decrease the
10	minimum age of children required to attend public school from
11	seven to six years of age; and in connection therewith would
12	have as its purpose or effect the requirement of a new or
13	increased expenditure of local funds within the meaning of
14	Amendment 621 of the Constitution of Alabama of 1901, now
15	appearing as Section 111.05 of the Official Recompilation of
16	the Constitution of Alabama of 1901, as amended.
17	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
18	Section 1. Section 16-28-3 of the Code of Alabama
19	1975, is amended to read as follows:
20	"\$16-28-3.
21	"Every child between the ages of seven six and 17
22	years shall be required to attend a public school, private
23	school, church school, or be instructed by a competent private
24	tutor for the entire length of the school term in every
25	scholastic year except that, prior to attaining his or her
26	16th birthday every child attending a church school as defined
27	in Section 16-28-1 is exempt from the requirements of this

section, provided such child complies with enrollment and
reporting procedure specified in Section 16-28-7. Admission to
public school shall be on an individual basis on the
application of the parents, legal custodian, or guardian of
the child to the local board of education at the beginning of
each school year, under such rules and regulations as the
board may prescribe."

Notwithstanding the provisions of this section, a parent or quardian may request that his or her child be allowed to enroll in school at the age seven years when submitting a request to a local school board.

Each child who attains the age of six years within the public school year may enroll in a public school.

Section 2. Although this bill would have as its purpose or effect the requirement of a new or increased expenditure of local funds, the bill is excluded from further requirements and application under Amendment 621, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, because the bill requires expenditures only by a school board.

Section 3. This act shall become effective on the first day of the third month following its passage and approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7 8	Read for the first time and re- ferred to the House of Representa- tives committee on Education Policy
9 10 11	Read for the second time and placed on the calendar 24-MAR-11
12 13 14	Read for the third time and passed as amended 19-APR-11 Yeas 58, Nays 30, Abstains 1
15 16 17 18	Greg Pappas Clerk