

# State of South Dakota

EIGHTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2007

400N0227

## SENATE EDUCATION COMMITTEE ENGROSSED NO. **SB 33** - 01/11/2007

Introduced by: The Committee on Education at the request of the Department of Education

1 FOR AN ACT ENTITLED, An Act to revise certain kindergarten enrollment requirements and  
2 repeal the nursery school age requirement.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-28-2 be amended to read as follows:

5 13-28-2. Any child who is five years old on the first day of September is eligible for  
6 enrollment in kindergarten during that school year. Any child who is six years old by September  
7 first is eligible for enrollment in first grade during that school year. ~~Any child in a kindergarten~~  
8 ~~or prekindergarten program who was in compliance with the statutory eligibility dates in effect~~  
9 ~~at the time of his enrollment may proceed in a continuous educational program without~~  
10 ~~interruption.~~ Any child who transfers from another state may proceed in a continuous  
11 educational program without interruption.

12 ~~Any child under the age of five is eligible for admittance to a nursery school.~~

13 Section 2. That section 3 of chapter 80 of the 2006 Session Laws be amended to read as  
14 follows:

15 Section 3. That § 13-28-2 be amended to read as follows:



1        13-28-2. Any child who is five years old on the first day of September is eligible for  
2 enrollment in kindergarten during that school year. ~~Any child who is six years old by September~~  
3 ~~first is eligible for enrollment in first grade during that school year. Any child in a kindergarten~~  
4 ~~or prekindergarten program who was in compliance with the statutory eligibility dates in effect~~  
5 ~~at the time of his enrollment may proceed in a continuous educational program without~~  
6 ~~interruption.~~ Any child who transfers from another state may proceed in a continuous  
7 educational program without interruption.  
8        ~~Any child under the age of five is eligible for admittance to a nursery school.~~