Admission

Adopted: 06/02/1998 **| Last Revised**: 03/19/2024 **| Last Reviewed**: 03/19/2024

Age of Admittance to Transitional Kindergarten, Kindergarten and First Grade
At the beginning of each school year, the Superintendent or designee shall enroll any eligible child whose fifth or sixth birthday is on or before September 1 of that year into kindergarten or first grade, as applicable.

Admission into transitional kindergarten shall be in accordance with law and as specified in BP 6170.1 - Transitional Kindergarten.

On a case-by-case basis, and with the approval of the child's parent/guardian, a child who will turn five years old in a given school year may be enrolled in kindergarten at any time during that school year provided that:

1. The Board of Education determines that admittance is in the best interest of the child.

2. The parent/guardian is given information regarding the advantages and disadvantages and any other explanatory information about the effect of this early admittance.

The Superintendent or designee shall make a recommendation to the Board regarding whether a child should be granted early entry to kindergarten, as appropriate. In doing so, the Superintendent or designee shall consider various factors including the availability of classroom space and any negotiated maximum class size.

Documentation of Age/Grade
Prior to the admission of a child to kindergarten or first grade, the parent/guardian shall present proof of the child's age.

Evidence of the child's age may include:

1. A certified copy of a birth certificate or a statement by the local registrar or county recorder certifying the date of birth

2. A duly attested baptism certificate

3. A passport

4. When none of the above documents is obtainable, an affidavit of the parent/guardian

5. Other means prescribed by the Board

Policy Reference Disclaimer:
These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

Legal References:

STATE

CALIFORNIA CODE OF REGULATIONS

17 CCR 6000-6075 School attendance immunization requirements

22 CCR 1089-1 Notification of unemployment insurance benefits

5 CCR 200 Promotion from kindergarten to first grade

CIVIL CODE

51 Unruh Civil Rights Act

CODE OF CIVIL PROCEDURE

1002.7 Provision in enrollment agreement waiving legal rights, remedy, forum, proceeding or procedure; criminal sexual assault or sexual battery

EDUCATION CODE

234.7 Student protections relating to immigration and citizenship status

46300 Computation of average daily attendance; inclusion of kindergarten and transitional kindergarten

46600 Agreements for admission of students desiring interdistrict attendance

48000 Minimum age of admission (kindergarten)

48002 Evidence of minimum age required to enter kindergarten or first grade

48010 Minimum age of admission to first grade

48011 Admission from kindergarten or other school; minimum age

48050-48054 Nonresidents

48200 Children between ages of 6 and 18 years (compulsory full-time education)

48350-48361 Open Enrollment Act

48645.5 Former juvenile court school students; enrollment

48850-48859 Education of foster youth and homeless students

49076 Access to records by persons without written consent or under judicial order

49076.7 Student records; data privacy; social security numbers

49408 Student emergency information

49700-49703 Education of children of military families

HEALTH & SAFETY CODE

120325-120380 Immunization against communicable diseases

121475-121520 Tuberculosis tests for students

FEDERAL

UNITED STATES CODE

42 USC 11431-11435 McKinney-Vento Homeless Assistance Act

5 USC 552a Records maintained on individuals

MANAGEMENT RESOURCES

CA OFFICE OF THE ATTORNEY GENERAL PUBLICATION

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, April 2018

COURT DECISION

Plyler v. Doe, 457 U.S. 202 (1982)

CSBA PUBLICATION

Legal Guidance on Providing All Children Equal Access to Education, Regardless of Immigration Status, February 2017

U.S. DEPARTMENT OF JUSTICE AND DEPARTMENT OF EDUCATION OFFICE FOR CIVIL RIGHTS JOINT PUBLICATIONS

Information on the Rights of All Children to Enroll in School:

Questions and Answers for States, School Districts and Parents, May 8, 2014 Information on the Rights of All Children to Enroll in School, May 8, 2014

Dear Colleague Letter: School Enrollment Procedures, May 8, 2014

WEBSITES

CSBA http://www.csba.org

CSBA District and County Office of Education Legal Services

https://legalservices.csba.org/#https://legalservices.csba.org/

California Office of the Attorney General http://oag.ca.gov/

U.S. Department of Justice http://www.justice.gov/
U.S. Department of Education, Office for Civil Rights http://www2.ed.gov/ocr
California Department of Education http://www.cde.ca.gov/

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Revised: 03/06/2018
Revised: 03/19/2024