1 State of Arkansas **A BillACT 320 OF 1991** 2 **78th General Assembly** SENATE BILL 263 3 Regular Session, 1991 **By: Senator S. Bell** 4 5 6 For An Act To Be Entitled 7 "AN ACT TO AMEND TITLE 6, CHAPTER 18, SUBCHAPTER 2, OF THE 8 ARKANSAS CODE OF 1987, AS AMENDED, TO SET THE COMPULSORY 9 ATTENDANCE AGE FOR THE EDUCATION OF CHILDREN; AND FOR 10 OTHER PURPOSES." 11 12 13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 14 15 SECTION 1. Arkansas Code 6-18-201(a) is hereby amended to read as 16 follows: "(a) Every parent, guardian, or other person residing within the State 17 18 of Arkansas having custody or charge of any child or children age five (5) 19 through seventeen (17) years on October 1 of that year, both inclusive, shall 20 enroll and send the child or children to a public, private, or parochial 21 school or provide a home school for the child or children as described in 22 §6-15-601 et seq. under such penalty for noncompliance as shall be set by law 23 with the following exceptions: (1) Any child who has received a high school diploma, or its 24 25 equivalent as determined by the State Board of Education, is not subject to 26 attendance requirement. 27 (2) Any parent, quardian, or other person residing within the 28 state and having custody or charge of any child or children may elect for the 29 child or children not to attend kindergarten if the child or children will not 30 be age six (6) on October 1 of that particular school year. If such an 31 election is made, the parent, guardian, or other person having custody or 32 charge of the child must file a signed kindergarten waiver form with the local 33 district administrative office. Such form shall be prescribed by regulation 34 of the State Department of Education. On filing the kindergarten waiver form, 35 the child or children shall not be required to attend kindergarten in that 36 school year.

(3) Any child age sixteen (16) or above enrolled in a 2 postsecondary vocational/technical institution, a community college or a two-3 year or four-year institution of higher education, is not subject to this 4 attendance requirement." SECTION 2. All provisions of this act of a general and permanent nature 7 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code 8 Revision Commission shall incorporate the same in the Code. SECTION 3. If any provision of this act or the application thereof to 11 any person or circumstance is held invalid, such invalidity shall not affect 12 other provisions or applications of the act which can be given effect without 13 the invalid provision or application, and to this end the provisions of this 14 act are declared to be severable. SECTION 4. All laws and parts of laws in conflict with this act are 17 hereby repealed. APPROVED: 3-1-91