

# STATE OF NEW YORK

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7112

2019-2020 Regular Sessions

## IN ASSEMBLY

April 8, 2019

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Introduced by M. of A. BENEDETTO -- read once and referred to the  
Committee on Education

AN ACT to amend the education law, in relation to allowing a board of  
education to require minors who are five years of age to attend  
kindergarten

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. Paragraph c of subdivision 2 of section 3205 of the educa-  
2 tion law, as amended by chapter 277 of the laws of 2017, is amended to  
3 read as follows:

4 c. The board of education [~~of the Syracuse city school district, the~~  
5 ~~board of education of the city school district of the city of New York,~~  
6 ~~the board of education of the city school district of the city of~~  
7 ~~Rochester, the board of education of the city school district of the~~  
8 ~~city of Utica, the board of education of the city school district of the~~  
9 ~~city of Buffalo the board of education of the city school district of~~  
10 ~~the city of Cohoes, the board of education of the city school district~~  
11 ~~of the city of Watervliet, and the board of education of the city school~~  
12 ~~district of the city of Yonkers are]~~ of every school district within the

13 state is hereby authorized to require minors who are five years of age  
14 on or before December first to attend kindergarten instruction. However,  
15 the provisions of this paragraph shall not apply to:

16 (i) Minors whose parents elect not to enroll their children in school  
17 until the following September.

18 (ii) Students enrolled in non-public schools or in home instruction.

19 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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