STATE OF NEW YORK

2410

2021-2022 Regular Sessions

IN ASSEMBLY

January 19, 2021

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

AN ACT to amend the education law, in relation to the dates for attendance of minors upon full day instruction

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

Section 1. Paragraph c of subdivision 1 of section 3205 of the education law, as amended by chapter 518 of the laws of 1993, is amended to read as follows:

c. For purposes of this article, a minor who becomes six years of age on or before the first of [~~December~~] **November** in any school year shall be required to attend upon full time instruction from the first day that the appropriate public schools are in session in September of such school year, and a minor who becomes six years of age after the first of [~~December~~] **November** in any school year shall be required to attend upon full time instruction from the first day of session in the following September; and, except as otherwise provided in subdivision three of this section, shall be required to remain in attendance until the last day of session in the school year in which the minor becomes sixteen years of age.

§ 2. Paragraph c of subdivision 1 of section 3205 of the education law, as amended by section one of this act, is amended to read as follows:

c. For purposes of this article, a minor who becomes six years of age on or before the first of [~~November~~] **October** in any school year shall be required to attend upon full time instruction from the first day that the appropriate public schools are in session in September of such school year, and a minor who becomes six years of age after the first of [~~November~~] **October** in any school year shall be required to attend upon full time instruction from the first day of session in the following September; and, except as otherwise provided in subdivision three of

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

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this section, shall be required to remain in attendance until the last day of session in the school year in which the minor becomes sixteen years of age.

§ 3. Paragraph c of subdivision 1 of section 3205 of the education law, as amended by section two of this act, is amended to read as follows:

c. For purposes of this article, a minor who becomes six years of age on or before the first of [~~October~~] **September** in any school year shall be required to attend upon full time instruction from the first day that the appropriate public schools are in session in September of such school year, and a minor who becomes six years of age after the first of [~~October~~] **September** in any school year shall be required to attend upon full time instruction from the first day of session in the following September; and, except as otherwise provided in subdivision three of this section, shall be required to remain in attendance until the last day of session in the school year in which the minor becomes sixteen years of age.

§ 4. Children affected by the changes to dates for attendance of minors upon full day instruction provided for in sections one, two and three of this act shall be given priority placement in existing pre-kindergarten programs in the school district where the child resides.

§ 5. This act shall take effect July 1, 2023; provided, however, section two of this act shall take effect July 1, 2024; and, provided further, section three of this act shall take effect July 1, 2025.