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

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

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

13-28-2. Any child who is five years old on the first day of September is eligible for
enrollment in kindergarten during that school year. Any child who is six years old by September
first is eligible for enrollment in first grade during that school year. Any child in a kindergarten
or prekindergarten program who was in compliance with the statutory eligibility dates in effect
at the time of his enrollment may proceed in a continuous educational program without
interruption: Any child who transfers from another state may proceed in a continuous
educational program without interruption or may begin kindergarten if the child was eligible to
enroll in kindergarten under that state’s law during the current school year.

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

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

Section 3. That § 13-28-2 be amended to read as follows:
13-28-2. Any child who is five years old on the first day of September is eligible for enrollment in kindergarten during that school year. Any child who is six years old by September first is eligible for enrollment in first grade during that school year. Any child in a kindergarten or prekindergarten program who was in compliance with the statutory eligibility dates in effect at the time of his enrollment may proceed in a continuous educational program without interruption. Any child who transfers from another state may proceed in a continuous educational program without interruption or may begin kindergarten if the child was eligible to enroll in kindergarten under that state's law during the current school year.

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