

Regulation 5111: Admission

Original Adopted Date: 03/21/2012

Deletion Date: 06/21/2023 (Pending Board Approval)

Age of Admittance to Grades K-1

A child shall be eligible for enrollment in kindergarten or first grade, at the beginning of the school year or at a later time in the same year, if the child has his/her fifth or sixth birthday, respectively, on or before one of the following dates: (Education Code 48000, 48010)

1. December 2 of the 2011-12 school year
2. November 1 of the 2012-13 school year
3. October 1 of the 2013-14 school year
4. September 1 of the 2014-15 school year and each school year thereafter

Any child who will have his/her fifth birthday between the date listed above for the applicable school year and December 2 shall be offered a transitional kindergarten program in accordance with law and Board policy. (Education Code 48000) (cf. 5123 - Promotion/Acceleration/Retention)

(cf. 6170.1 - Transitional Kindergarten)

On a case-by-case basis, a child who reaches age five after the date listed above for the applicable school year may be admitted to kindergarten at any time during the school year with the approval of the child's parent/guardian, provided that: (Education Code 48000)

1. The Superintendent or designee determines that the admittance is in the best interests 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.

(cf. 5145.6 - Parental Notifications)

In determining whether a child may be granted early entry to kindergarten, the Superintendent or designee may also consider the availability of classroom space and any negotiated maximum class size.

(cf. 6151 - Class Size)

(cf. 7111 - Evaluating Existing Buildings)

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. (Education Code 48002)

Evidence of the child's age may include: (Education Code 48002)

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. Passport

When none of the foregoing is obtainable, the parent/guardian may provide any other appropriate means of proving the age of the child. (Education Code 48002)

A student enrolling in a district school at any other grade level shall present records from his/her previous school district documenting his/her age and current grade level.

(cf. 5125 - Student Records)

(cf. 6146.3 - Reciprocity of Academic Credit)

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.

State	Description
17 CCR 6000-6075	<u>School attendance immunization requirements</u>
5 CCR 200	<u>Promotion from kindergarten to first grade</u>
5 CCR 201	<u>Admission to high school</u>
CCP. 1002.7	<u>Provision in enrollment agreement waiving legal rights, remedy, forum, proceeding or procedure; criminal sexual assault or sexual battery</u>
Civ. Code 51	<u>Unruh Civil Rights Act</u>
Ed. Code 234.7	<u>Student protections relating to immigration and citizenship status</u>
Ed. Code 46300	<u>Computation of average daily attendance; inclusion of kindergarten and transitional kindergarten</u>
Ed. Code 46600	<u>Agreements for admission of students desiring interdistrict attendance</u>
Ed. Code 48000	<u>Minimum age of admission (kindergarten)</u>

State	Description
Ed. Code 48002	<u>Evidence of minimum age required to enter kindergarten or first grade</u>
Ed. Code 48010	<u>Minimum age of admission (first grade)</u>
Ed. Code 48011	<u>Admission from kindergarten or other school; minimum age</u>
Ed. Code 48050-48054	<u>Nonresidents</u>
Ed. Code 48200	<u>Children between ages of 6 and 18 years (compulsory full-time education)</u>
Ed. Code 48350-48361	<u>Open Enrollment Act</u>
Ed. Code 48645.5	<u>Former juvenile court school students; enrollment</u>
Ed. Code 48850-48859	<u>Education of foster youth and homeless students</u>
Ed. Code 49076	<u>Access to records by persons without written consent or under judicial order</u>
Ed. Code 49076.7	<u>Student records; data privacy; social security numbers</u>
Ed. Code 49408	<u>Student emergency information</u>
Ed. Code 49700-49703	<u>Education of children of military families</u>
H&S Code 120325-120380	<u>Immunization against communicable diseases</u>
H&S Code 121475-121520	<u>Tuberculosis tests for students</u>

Federal	Description
42 USC 11431-11435	<u>McKinney-Vento Homeless Assistance Act</u>
5 USC 552a	<u>Records maintained on individuals</u>

Management Resources	Description
CA Office of the Attorney General Publication	<u>Promoting Safe & Secure Learning Environment for All: Guidance & Model Policies to Assist CA K-12 Schools in Responding to Immigration Issues, 4/2018</u>
Court Decision	<u>Plyler v. Doe, 457 U.S. 202 (1982)</u>
CSBA Publication	<u>Legal Guidance on Providing All Children Equal Access to Education, Regardless of Immigration Status, February 2017</u>
U.S. DOJ & DOE Civil Rights Joint Publication	<u>Information on the Rights of All Children to Enroll in School: Questions and Answers for States, School Districts and Parents, May 8, 2014</u>
U.S. DOJ & DOE Civil Rights Joint Publication	<u>Fact Sheet: Information on the Rights of All Children to Enroll in School, May 8, 2014</u>

Management Resources	Description
U.S. DOJ & DOE Civil Rights Joint Publication	<u>Dear Colleague Letter: School Enrollment Procedures, May 8, 2014</u>
Website	<u>CSBA District and County Office of Education Legal Services</u>
Website	<u>California Office of the Attorney General</u>
Website	<u>U.S. Department of Justice</u>
Website	<u>CSBA</u>
Website	<u>U.S. Department of Education, Office for Civil Rights</u>
Website	<u>California Department of Education</u>

Cross References

Code	Description
5111.1	<u>District Residency</u>
5111.1	<u>District Residency</u>
5112.1	<u>Exemptions From Attendance</u>
5112.1	<u>Exemptions From Attendance</u>
5112.2	<u>Exclusions From Attendance</u>
5116.1	<u>Intradistrict Open Enrollment</u>
5116.1	<u>Intradistrict Open Enrollment</u>
5117	<u>Interdistrict Attendance</u>
5117	<u>Interdistrict Attendance</u>
5119	<u>Students Expelled From Other Districts</u>
5119	<u>Students Expelled From Other Districts</u>
5123	<u>Promotion/Acceleration/Retention</u>
5123	<u>Promotion/Acceleration/Retention</u>
5125	<u>Student Records</u>
5125	<u>Student Records</u>
5141.3	<u>Health Examinations</u>
5141.3	<u>Health Examinations</u>
5141.31	<u>Immunizations</u>
5141.31	<u>Immunizations</u>
5142.1	<u>Identification And Reporting Of Missing Children</u>

Code	Description
5145.12	<u>Search And Seizure</u>
5145.12	<u>Search And Seizure</u>
5145.13	<u>Response To Immigration Enforcement</u>
5145.13	<u>Response To Immigration Enforcement</u>
5145.3	<u>Nondiscrimination/Harassment</u>
5145.3	<u>Nondiscrimination/Harassment</u>
5145.6	<u>Parent/Guardian Notifications</u>
5145.6-E PDF(2)	<u>Parent/Guardian Notifications</u>
5148.3	<u>Preschool/Early Childhood Education</u>
5148.3	<u>Preschool/Early Childhood Education</u>
6146.3	<u>Reciprocity Of Academic Credit</u>
6146.3	<u>Reciprocity Of Academic Credit</u>
6173	<u>Education For Homeless Children</u>
6173	<u>Education For Homeless Children</u>
6173-E PDF(1)	<u>Education For Homeless Children</u>
6173.1	<u>Education For Foster Youth</u>
6173.1	<u>Education For Foster Youth</u>
6173.2	<u>Education Of Children Of Military Families</u>
6173.2	<u>Education Of Children Of Military Families</u>
6173.3	<u>Education For Juvenile Court School Students</u>