

159.010 Parent or custodian to send child to school -- Age limits for compulsory attendance -- Notification and counseling prior to withdrawal -- Encouragement to reenroll after withdrawal.

- (1) Except as provided in KRS 159.030, each parent, guardian, or other person residing in the state and having in custody or charge any child who has entered the primary school program or any child between the ages of six (6) and sixteen (16) shall send the child to a regular public day school for the full term that the public school of the district in which the child resides is in session or to the public school that the board of education of the district makes provision for the child to attend. A child's age is between six (6) and sixteen (16) when the child has reached his sixth birthday and has not passed his sixteenth birthday.
- (2) An unmarried child between the ages of sixteen (16) and eighteen (18) who wishes to terminate his public or nonpublic education prior to graduating from high school shall do so only after a conference with the principal or his designee, and the principal shall request a conference with the parent, guardian, or other custodian. Written notification of withdrawal must be received from his parent, guardian, or other person residing in the state and having custody or charge of him. The parent(s) and child shall be required to attend a one (1) hour counseling session with a school counselor on potential problems of nongraduates.
- (3) A child's age is between sixteen (16) and eighteen (18) when the child has reached his sixteenth birthday and has not passed his eighteenth birthday. Written permission for withdrawal shall not be required after the child's eighteenth birthday. Every child actually resident in this state is subject to the laws relating to compulsory attendance, and neither he nor the person in charge of him shall be excused from the operation of those laws or the penalties under them on the ground that the child's residence is seasonable or that his parent is a resident of another state.
- (4) Each school district shall contact each student between the ages of sixteen (16) and eighteen (18) who has voluntarily withdrawn from school within three (3) months of the date of withdrawal to encourage the student to reenroll in a regular program, alternative program, or GED preparation program. In the event the student does not reenroll at that time, the school district shall make at least one (1) more attempt to reenroll the student before the beginning of the school year following the school year in which the student terminated his or her enrollment.

Effective: July 14, 2000

History: Amended 2000 Ky. Acts ch. 452, sec. 5, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 611, sec. 1, effective July 15, 1998. -- Amended 1990 Ky. Acts ch. 476, Pt. I, sec. 29, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 312, sec. 1, effective July 15, 1988. -- Amended 1985 (1st Extra. Sess.) Ky. Acts ch. 10, sec. 42, effective October 18, 1985. -- Amended 1984 Ky. Acts ch. 74, sec. 1, effective July 13, 1984. -- Amended 1978 Ky. Acts ch. 136, sec. 3, effective July 1, 1979. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 4434-1, 4434-18.