

P6-03-001 Entrance Age

A. Age Requirements

The public schools in each school division shall be free to each person of school age who resides within the school division. A person of school age means a person who will have reached his **or her** fifth birthday on or before September 30 of the school year and has not reached twenty years of age on or before August 1 of the school year. However any child who will not reach his **or her** sixth birthday on or before September 30 of each school year whose parent or legal guardian notifies the **Superintendent or designee who will seek School Board approval** ~~School Board~~ that he **or she** does not wish the child to attend school until the following year because the child, in the opinion of the parent or legal guardian, is not mentally, physically, or emotionally prepared to attend school, may delay the child's attendance for one year.

B. Entrance Age for Children of Military Families

For purposes of this section, "children of military families" means school-aged children enrolled in kindergarten through 12th grade, in the household of an active duty member. "Active duty" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. §§ 1209 and 1211.

Children of military families who transfer to HCPS from another state shall be allowed to continue their enrollment at the grade level commensurate with their grade level (including kindergarten) from a local education agency in the sending state at the time of transition, regardless of minimum age. A student who has satisfactorily completed the prerequisite grade level in the local education agency in the sending state shall be eligible for enrollment in the next highest grade level in HCPS, regardless of minimum age. A student transferring into HCPS after the start of the school year shall enter the school on their validated level from a local education agency in the sending state.

Children of military families shall be eligible to continue their enrollment in school, provided that the parents or legal custodian provide:

1. A certified copy of each child's birth certificate
2. A sworn statement or affirmation indicating whether the student has been expelled from school attendance at a private school or in a public school division of the Commonwealth or in another state for an offense in violation of School Board policies relating to weapons, alcohol or drugs, or for the willful infliction of injury to another person
3. A sworn statement or affirmation indicating whether the student has been found guilty of or adjudicated delinquent for any offense listed in subsection G of § 16.1-260 of the Code of Virginia, or any substantially similar offense under the laws of any state, the District of Columbia, or the United States or its territories.

Enrollment remains subject to the authority of the school division to exclude children from attendance pursuant to § 22.1-277.2 of the Code of Virginia.

Last Revised November 2016

Reference: § 22.1-360 (Military Compact), Code of Virginia

Refer to Policy [6-03-005](#), "Instructional Placement"