

By: Senator(s) Harden

To: Education

COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 2225

1 AN ACT TO AMEND SECTION 37-15-1, MISSISSIPPI CODE OF 1972, TO  
2 PRESCRIBE THE TYPE OF EVIDENCE OF DATE OF BIRTH REQUIRED FOR A  
3 CHILD TO ENROLL IN KINDERGARTEN OR GRADE 1; AND FOR RELATED  
4 PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 37-15-1, Mississippi Code of 1972, is  
7 amended as follows:

8 37-15-1. The State Board of Education shall prepare and  
9 provide necessary forms for keeping permanent records and  
10 cumulative folders for each pupil in the public schools of the  
11 state. In the permanent record and cumulative folders, the  
12 teachers and principals shall keep information concerning the  
13 pupil's date of birth, as verified by the documentation authorized  
14 in this section, record of attendance, grades and withdrawal from  
15 the school, including the date of any expulsion from the school  
16 system and a description of the student's act or behavior  
17 resulting in the expulsion. The records also shall contain  
18 information pertaining to immunization and such other information  
19 as the State Board of Education may prescribe. The cumulative  
20 folder, in addition to that information maintained in the  
21 permanent records, also shall contain such other information as  
22 the State Board of Education shall prescribe. It shall be the  
23 responsibility of the person in charge of each school to enforce  
24 the requirement for evidence of the age of each pupil before  
25 enrollment. If the first prescribed evidence is not available,  
26 the next evidence obtainable in the order set forth below shall be  
27 accepted:

28 (a) A certified birth certificate;



29           (b) A duly attested transcript of a certificate of  
30 baptism showing the date of birth and place of baptism of the  
31 child, accompanied by an affidavit sworn to by a parent,  
32 grandparent or custodian;

33           (c) An insurance policy on the child's life which has  
34 been in force for at least two (2) years;

35           (d) A bona fide contemporary Bible record of the  
36 child's birth accompanied by an affidavit sworn to by the parent,  
37 grandparent or custodian;

38           (e) A passport or certificate of arrival in the United  
39 States showing the age of the child;

40           (f) A transcript of record of age shown in the child's  
41 school record of at least four (4) years prior to application,  
42 stating date of birth; or

43           (g) If none of these evidences can be produced, an  
44 affidavit of age sworn to by a parent, grandparent or custodian.

45 Any child enrolling in Kindergarten or Grade 1 shall present the  
46 required evidence of age upon enrollment. Any child in Grades 2  
47 through 12 not in compliance at the end of sixty (60) days from  
48 enrollment shall be suspended until in compliance.

49           **SECTION 2.** This act shall take effect and be in force from  
50 and after July 1, 2002.

