



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-2405/1

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## 2007 ASSEMBLY BILL 376

May 29, 2007 – Introduced by Representatives MURSAU, VOS, GOTTLIEB, ALBERS, NYGREN, LEMAHIEU and VRUWINK, cosponsored by Senator A. LASEE. Referred to Committee on Education.

1     **AN ACT** *to repeal* 115.01 (10) (b) and 121.02 (1) (f) 1.; *to renumber* 115.01 (10)  
2           (a) (intro.); *to renumber and amend* 121.006 (2) (a) and 121.02 (1) (f) 2.; *to*  
3           **amend** 120.12 (15), 120.18 (1) (d), 121.004 (7) (c) 1. b., 121.004 (7) (cm) and  
4           121.23 (2) (intro.); and *to create* 121.004 (5m) and 121.006 (2) (a) 2. of the  
5           statutes; **relating to:** the number of school days required each school term.

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### *Analysis by the Legislative Reference Bureau*

Under current law, school is required to be held for at least 180 days during the school term (the time beginning with the first school day and ending with the last school day that the schools are in operation for the attendance of pupils in a school year). In addition, each school board must schedule at least 437 hours of direct pupil instruction in kindergarten, at least 1,050 hours of direct pupil instruction in grades 1 to 6, and at least 1,137 hours of direct pupil instruction in grades 7 to 12. This bill eliminates the requirement that school be held for at least 180 days. The bill also changes the minimum number of hours of direct pupil instruction required in grades 1 to 6 to 1,098 hours and the minimum number of direct pupil instruction required in grades 7 to 12 to 1,182 hours.

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For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 115.01 (10) (a) (intro.) of the statutes is renumbered 115.01 (10)  
2 (intro.).

3           **SECTION 2.** 115.01 (10) (b) of the statutes is repealed.

4           **SECTION 3.** 120.12 (15) of the statutes is amended to read:

5           120.12 **(15)** SCHOOL HOURS. Establish rules scheduling the hours of a normal  
6 school day. The school board may differentiate between the various elementary and  
7 high school grades in scheduling the school day. ~~The equivalent of 180 such days, as~~  
8 ~~defined in s. 115.01 (10), shall be held during the school term.~~ This subsection shall  
9 not be construed to eliminate a school district's duty to bargain with the employee's  
10 collective bargaining representative over any calendaring proposal which is  
11 primarily related to wages, hours and conditions of employment.

12           **SECTION 4.** 120.18 (1) (d) of the statutes is amended to read:

13           120.18 **(1)** (d) The number of school days taught, including holidays, and the  
14 ~~number~~ of hours of direct pupil instruction provided in each school, by teachers  
15 legally qualified to teach.

16           **SECTION 5.** 121.004 (5m) of the statutes is created to read:

17           121.004 **(5m)** MINIMUM REQUIRED HOURS OF INSTRUCTION. "Minimum required  
18 hours of instruction" means the number of hours of direct pupil instruction required  
19 for the grade in which a pupil is enrolled as specified in s. 121.02 (1) (f).

20           **SECTION 6.** 121.004 (7) (c) 1. b. of the statutes is amended to read:

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1           121.004 (7) (c) 1. b. A pupil enrolled in a 5-year-old kindergarten program  
2 requiring full-day attendance for less than 5 days a week for an entire school year  
3 term shall be counted as the result obtained by multiplying the number of hours in  
4 each day in which the pupil is enrolled by the total number of days for which the pupil  
5 is enrolled, and dividing the result by the ~~product of the~~ total number of hours of  
6 attendance ~~per day~~ required of first grade pupils in the school district ~~multiplied by~~  
7 180.

8           **SECTION 7.** 121.004 (7) (cm) of the statutes is amended to read:

9           121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program that  
10 provides the minimum required ~~number of hours of direct pupil instruction under s.~~  
11 ~~121.02 (1) (f) 2.~~ shall be counted as 0.6 pupil if the program annually provides at least  
12 87.5 additional hours of outreach activities.

13           **SECTION 8.** 121.006 (2) (a) of the statutes is renumbered 121.006 (2) (a) (intro.)  
14 and amended to read:

15           121.006 (2) (a) (intro.) Hold school for at least ~~180 days each year~~ the minimum  
16 required hours of instruction, less any days of the following:

17           1. Hours during which the state superintendent determines that school is not  
18 held or educational standards are not maintained as the result of a strike by school  
19 district employees, ~~the days to be computed in accordance with s. 115.01 (10).~~

20           **SECTION 9.** 121.006 (2) (a) 2. of the statutes is created to read:

21           121.006 (2) (a) 2. Hours during which school is closed by order of a local health  
22 officer, as defined in s. 250.01 (5).

23           **SECTION 10.** 121.02 (1) (f) 1. of the statutes is repealed.

24           **SECTION 11.** 121.02 (1) (f) 2. of the statutes is renumbered 121.02 (1) (f) and  
25 amended to read:

