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CHAPTER 206

1977 Senate Bill 127

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CHAPTER 206, Laws of 1977

AN ACT to repeal 115.01 (9) and (10) (a) 2 and 121.006 (2) (c) 2 and (3); to renumber 115.01 (10) (a) 3; to renumber and amend 120.13 (8); to consolidate and amend 121.006 (2) (c) (intro.) and 1; to amend 119.04 (1), 120.10 (13), 121.006 (1) (b), (2) (intro.) and (4) and 121.02 (1) (h); to repeal and recreate 115.01 (10) (a) 1; and to create 121.006 (5) of the statutes, relating to the number of school days required for state aid purposes, permitting school boards to vary the length of a school day, eliminating the exemption of cities of the 1st class from certain school finance requirements and making various remedial changes in the school law.

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

SECTION 1. 115.01 (9) and (10) (a) 2 of the statutes are repealed.

SECTION 2. 115.01 (10) (a) 1 of the statutes is repealed and recreated to read:

115.01 (10) (a) 1. Days on which school is closed by order of the school district administrator because of inclement weather and days on which parent-teacher conferences are held, not to exceed 5 days during the school term.

SECTION 3. 115.01 (10) (a) 3 of the statutes is renumbered 115.01 (10) (a) 2.

SECTION 4. 119.04 (1) of the statutes, as affected by chapter 29, laws of 1977, is amended to read:

119.04 (1) Subchapter VI of ch. 115, ch. 121 and ss. 66.03 (3) (c), 115.01 (1) and (2), 115.28 (13), 115.345, 115.76, 115.77, 115.79 to 115.94, 118.015, 118.03, 118.04, 118.06, 118.07, 118.10, 118.12 (1), 118.125, 118.14, 118.15, 118.16 (1), (2) and (4) to (6), 118.18, 118.19 (3) (b) and (7), 118.20, 118.24 (2) (c) to (e), 118.255, 120.12 (15), 120.13 (1) and (19), 120.16 (6), 120.49 (6) and 120.61 are applicable to the board of school directors and to schools in cities of the 1st class.

SECTION 5. 120.10 (13) of the statutes is amended to read:

120.10 (13) SCHOOL TERM. Fix the number of days school shall be held during the school term at not less than 180 days, as defined in s. 115.01 (10). If the annual meeting does not fix the number of days, the school board shall fix the number of days. A subsequent school district meeting or school board shall act only to change the number of days school shall be held during the school term.

SECTION 6. 120.13 (8) of the statutes is renumbered 120.12 (15) and amended to read:

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

SECTION 7. 121.006 (1) (b) of the statutes, as affected by chapter 29, laws of 1977, is amended to read:

121.006 (1) (b) No state aid may be paid in any year under this chapter to a school district which fails to meet the requirements under ~~subs. sub. (2) and (3)~~.

SECTION 8. 121.006 (2) (intro.) and (4) of the statutes, as affected by chapter 29, laws of 1977, are amended to read:

121.006 (2) (intro.) Unless the state superintendent is satisfied that the failure to meet the requirements of pars. (a) and (b) was occasioned by some extraordinary cause not arising from intention or neglect on the part of the responsible officers, every school district, ~~except a school district operating under ch. 119~~, shall:

(4) Notwithstanding ~~subs. sub. (1) and (3)~~, full state school aids shall be paid to districts that fail during an energy emergency to comply with the days of school required by that section.

SECTION 9. 121.006 (2) (c) (intro.) and 1 of the statutes, as affected by chapter 29, laws of 1977, are consolidated and amended to read:

121.006 (2) (c) Provide in the contract between the school board and teacher ~~the following~~: 1. A leave of absence for each teacher because of personal sickness, without deduction from the salary of the teacher, of at least 5 days each school year with an accumulation of at least 30 days of unused sick leave from year to year.

SECTION 10. 121.006 (2) (c) 2 and (3) of the statutes, as affected by chapters 29 and 178, laws of 1977, are repealed.

SECTION 10m. 121.006 (5) of the statutes is created to read:

121.006 (5) In the event of a school district labor dispute, s. 121.23 shall apply.

SECTION 11. 121.02 (1) (h) of the statutes, as affected by chapter 178, laws of 1977, is amended to read:

121.02 (1) (h) School shall be held and students shall receive actual instruction for at least 180 days, as defined in s. 115.01 (10), less any days during which the state superintendent determines that school is not held or educational standards are not maintained as the result of a strike by school district employees, ~~with additional days included as provided in s. 115.01 (10)~~.

SECTION 12. **Effective date.** This act shall take effect upon publication, except that SECTION 6 shall take effect on the July 1 immediately following publication.
