

CHAPTER 284, Laws of 1977

AN ACT to amend 118.01 (3) and 119.04; and to create 118.135 and 119.22 (3) of the statutes, relating to support for girls' school athletic programs comparable to that provided for boys' school athletic programs, and providing a penalty.

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

SECTION 1. 118.01 (3) of the statutes is amended to read:

118.01 (3) **PHYSICAL EDUCATION.** Physical instruction and training in physical education shall be provided for all pupils ~~in conformity with the course of instruction in physical education prescribed by the department.~~ In 1- and 2-room schools such instruction and training shall take the form of supervised playground work. In this subsection "physical education" means instruction in the theory and practice of physical exercise and instruction in hygiene, but does not include medical supervision. No person may be denied, on the basis of sex, necessary physical education facilities, equipment, instruction or financial support, or the opportunity to participate in any physical education activity, as provided in 20 U.S.C. 1681 et seq.

SECTION 2. 118.135 of the statutes is created to read:

118.135 Sex discrimination in athletics prohibited. No person may be denied, on the basis of sex, the opportunity to participate in interscholastic, intramural or club sports offered in a public school, as provided in 20 U.S.C. ss. 1681 et seq. No person may be denied, on the basis of sex, necessary facilities, equipment, instruction or financial support for such sport, as provided in 20 U.S.C. ss. 1681 et seq.

SECTION 3. 119.04 of the statutes is amended to read:

119.04 Public instruction laws applicable. Subchapter VI of ch. 115, subch. I of 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, 118.03, 118.04, 118.06, 118.07, 118.10, 118.12 (1), 118.125, 118.135, 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, 120.13 (1) and (19), 120.16 (6), 120.49 (6), 120.61, 121.52, 121.53, 121.54 (1), (3) and (4), 121.55, 121.58 (2) (b), (4) and (6), 121.77 (1), 121.79, 121.80, 121.81 (2), 121.82 (1), 121.83, 121.84 (1), 121.85 and 121.90 to 121.93 are applicable to the board of school directors and to schools in cities of the 1st class. The board shall exercise the powers, perform the functions and be entitled to all school aid therein provided insofar as the same are relevant to cities of the 1st class. The board and the schools in cities of the 1st class shall be governed in all matters by the general laws of the state, except as altered or modified by express amendments.

SECTION 4. 119.22 (3) of the statutes is created to read:

119.22 (3) SEX DISCRIMINATION IN PHYSICAL EDUCATION OR PHYSICAL TRAINING PROHIBITED. Courses in physical education under sub. (1) or physical training under sub. (2) may not discriminate on the basis of sex in the provision of necessary facilities, equipment, instruction or financial support, or the opportunity to participate in any physical education or training activity as provided in 20 U.S.C. 1681 et seq.