



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-6158/1
KRP:amn

2021 ASSEMBLY BILL 1159

March 10, 2022 - Introduced by Representatives POPE, SHANKLAND, SINICKI, BROSTOFF, ANDERSON, HESSELBEIN, GOYKE, B. MEYERS, CABRERA, SNODGRASS, L. MYERS, VINING, DRAKE, EMERSON, SHELTON, HEBL, CONLEY, SUBECK, S. RODRIGUEZ, OHNSTAD, STUBBS, MILROY, VRUWINK, HONG and ANDRACA, cosponsored by Senators LARSON, SMITH, JOHNSON, L. TAYLOR, RINGHAND, AGARD, CARPENTER, ROYS, ERPENBACH and BEWLEY. Referred to Committee on Rules.

AUTHORS SUBJECT TO CHANGE

1 **AN ACT** *to renumber* 118.235; *to amend* 119.04 (1); and *to create* 118.235 (title)
2 and 118.235 (2) of the statutes; **relating to:** requiring school boards to
3 compensate teachers for time spent on nonclassroom services.

Analysis by the Legislative Reference Bureau

This bill prohibits a school board from requiring its teachers to perform any services outside of regular classroom instruction unless the school board either compensates the teacher for his or her time or the teacher volunteers to perform the services. Under current law, a school must provide each teacher a daily duty-free 30-minute lunch period, or the school board may enter into a contract with a teacher for services during the teacher's lunch period.

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

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

4 **SECTION 1.** 118.235 (title) of the statutes is created to read:
5 **118.235 (title) Nonclassroom teacher time; compensation.**
6 **SECTION 2.** 118.235 of the statutes is renumbered 118.235 (1).

ASSEMBLY BILL 1159**SECTION 3**

1 **SECTION 3.** 118.235 (2) of the statutes is created to read:

2 118.235 (2) OTHER NONCLASSROOM TEACHER TIME. No school board may require
3 its teachers to perform any services outside of regular classroom instruction unless
4 the school board compensates a teacher for the teacher's time or the teacher
5 volunteers to perform the services.

6 **SECTION 4.** 119.04 (1) of the statutes is amended to read:

7 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
8 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
9 115.345, 115.363, 115.364, 115.365 (3), 115.366, 115.367, 115.38 (2), 115.415, 115.445,
10 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125
11 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
12 118.19, 118.196, 118.20, 118.223, 118.225, 118.235 (2), 118.24 (1), (2) (c) to (f), (6), (8),
13 and (10), 118.245, 118.25, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to
14 118.43, 118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56, 120.12 (2m), (4m), (5),
15 and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35),
16 (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21 (3), and 120.25 are applicable
17 to a 1st class city school district and board but not, unless explicitly provided in this
18 chapter or in the terms of a contract, to the commissioner or to any school transferred
19 to an opportunity schools and partnership program.

20 **SECTION 5. Initial applicability.**

21 (1) This act first applies to a teacher who is affected by a collective bargaining
22 agreement or other contract that contains provisions inconsistent with this act on the
23 day on which the collective bargaining agreement or contract expires or is extended,
24 modified, or renewed, whichever occurs first.

25

(END)