

# State of Wisconsin



2021 Senate Bill 39

Date of enactment:  
Date of publication\*:

## 2021 WISCONSIN ACT

AN ACT to amend 118.133 (1) (a), 118.133 (1) (b) and 118.133 (2) of the statutes; relating to: participation in interscholastic athletics and extracurricular activities.

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

**SECTION 1.** 118.133 (1) (a) of the statutes is amended to read:

118.133 (1) (a) A school board shall permit a pupil who resides in the school district and is enrolled in a home-based private educational program or a virtual charter school to participate in interscholastic athletics in the school district on the same basis and to the same extent that it permits pupils enrolled in the school district to participate.

**SECTION 2.** 118.133 (1) (b) of the statutes is amended to read:

118.133 (1) (b) Upon request, the home-based educational program or virtual charter school in which the pupil is enrolled shall provide the school board with a written statement that the pupil meets the school board's

requirements for participation in interscholastic athletics based on age and academic and disciplinary records. No person may provide a false statement under this paragraph. The school board may not question the accuracy or validity of the statement or request additional information.

**SECTION 3.** 118.133 (2) of the statutes is amended to read:

118.133 (2) EXTRACURRICULAR ACTIVITIES. A school board shall permit a pupil who resides in the school district and is enrolled in a home-based private educational program or a virtual charter school to participate in extracurricular activities in the school district on the same basis and to the same extent that it permits pupils enrolled in the school district to participate.

**SECTION 5m. Effective date.**

(1) This act takes effect on the first July 1 after publication.

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."