

**SENATE AMENDMENT 7,  
TO 2005 ASSEMBLY BILL 100**

June 29, 2005 – Offered by Senators ROBSON, HANSEN, TAYLOR, CARPENTER, LASSA, RISSER, BRESKE, COGGS, WIRCH, DECKER, MILLER, PLALE and ERPENBACH.

1 At the locations indicated, amend the engrossed bill as follows:

2 **1.** Page 24, line 16: after that line insert:

3 “**SECTION 81e.** 16.705 (1) of the statutes is amended to read:

4 16.705 (1) The Except as provided in subs. (1m) and (1r), the department or its  
5 agents may contract for services which can be performed more economically or  
6 efficiently by such contract.

7 **SECTION 81f.** 16.705 (1r) of the statutes is created to read:

8 **16.705 (1r)** (a) Notwithstanding s. 16.75 (2m) and (3m), and except as provided  
9 in par. (b) and s. 16.75 (2) (b) and (7), the department and its agents may purchase  
10 contractual services only if those services are performed within the United States.

11 (b) Paragraph (a) does not apply to contractual services that are not available  
12 to be performed within the United States.”.

13 **2.** Page 25, line 7: after “ss.” insert “16.705 (1r).”.

1           **3.** Page 25, line 12: after that line insert:

2           “**SECTION 82m.** 16.75 (6) (bm) and (e) of the statutes are amended to read:

3           16.75 **(6)** (bm) If the secretary determines that it is in the best interest of this  
4 state to do so, he or she may waive any requirement under subs. (1) to (5) and ss.  
5 16.705 (1), (1m), and (2) to (8) and 16.72 (2) (e) and (f) and (5) with respect to any  
6 contract entered into by the department of workforce development under s. 49.143,  
7 if the department of workforce development presents the secretary with a process for  
8 the procurement of contracts under s. 49.143 and the secretary approves the process.

9           (e) The governor or his or her designee may waive any requirement of this  
10 subchapter, except s. 16.705 (1r), if the governor or his or her designee finds that  
11 there exists an emergency which threatens the public health, safety or welfare and  
12 the waiver is necessary to meet the emergency. The governor or his or her designee  
13 shall require the award of each contract under this paragraph to be made with such  
14 competition as is practicable under the circumstances. The governor or his or her  
15 designee shall file with the department a statement of facts constituting the  
16 emergency for each waiver issued under this paragraph, and a statement of the basis  
17 for selection of each contractor under the emergency procedure. This paragraph does  
18 not apply to the requirement specified in sub. (7).”.

19           **4.** Page 165, line 20: increase the dollar amount for fiscal year 2005–06 by  
20 \$561,200 and increase the dollar amount for fiscal year 2006–07 by \$909,100 to  
21 increase funding for the purpose for which the appropriation is made.

22           **5.** Page 165, line 22: increase the dollar amount for fiscal year 2005–06 by  
23 \$155,000 and increase the dollar amount for fiscal year 2006–07 by \$155,000 to  
24 increase funding for the purpose for which the appropriation is made.

- 1           **6.** Page 167, line 4: increase the dollar amount for fiscal year 2006–07 by  
2           \$270,400 to increase funding for youths leaving out–of–home placements.
- 3           **7.** Page 167, line 9: increase the dollar amount for fiscal year 2006–07 by  
4           \$125,000 to increase funding for youths leaving out–of–home placements.
- 5           **8.** Page 174, line 3: increase the dollar amount for fiscal year 2005–06 by  
6           \$194,900 and increase the dollar amount for fiscal year 2006–07 by \$609,700 to  
7           increase funding for an increase in foster care rates.
- 8           **9.** Page 176, line 15: increase the dollar amount for fiscal year 2005–06 by  
9           \$83,900 and increase the dollar amount for fiscal year 2006–07 by \$220,000 to  
10          increase funding for an increase in foster care rates.
- 11          **10.** Page 182, line 5: increase the dollar amount for fiscal year 2005–06 by  
12          \$3,700,000 and increase the dollar amount for fiscal year 2006–07 by \$5,100,000 to  
13          increase funding for the purposes for which the appropriation is made.
- 14          **11.** Page 182, line 20: decrease the dollar amount for fiscal year 2006–07 by  
15          \$6,000,000 to decrease funding for direct child care services.
- 16          **12.** Page 182, line 21: increase the dollar amount for fiscal year 2005–06 by  
17          \$714,200 and increase the dollar amount for fiscal year 2006–07 by \$1,062,100 to  
18          increase funding for kinship care benefits, assessments, and administration.
- 19          **13.** Page 182, line 21: increase the dollar amount for fiscal year 2005–06 by  
20          \$2,900,000 and increase the dollar amount for fiscal year 2006–07 by \$1,400,000 to  
21          increase funding for a child care quality rating system.
- 22          **14.** Page 466, line 6: delete lines 6 to 21 and substitute:  
23          “**SECTION 951g.** 48.62 (4) of the statutes is amended to read:

1           48.62 (4) Monthly payments in foster care shall be provided according to the  
2 age-related rates specified in this subsection. ~~Beginning on January 1, 2000, the~~  
3 ~~age-related rates are: \$299 for children aged 4 and under; \$326 for children aged 5~~  
4 ~~to 11; \$371 for children aged 12 to 14 and \$387 for children aged 15 to 17. Beginning~~  
5 ~~on January 1, 2001, the age-related rates are: \$302 for children aged 4 and under;~~  
6 ~~\$329 for children aged 5 to 11; \$375 for children aged 12 to 14; and \$391 for children~~  
7 ~~aged 15 to 17~~ 2006, the age-related rates are \$317 for a child under 5 years of age;  
8 \$345 for a child 5 to 11 years of age; \$394 for a child 12 to 14 years of age; and \$411  
9 for a child 15 years of age or over. Beginning on January 1, 2007, the age- related  
10 rates are to \$332 for a child under five years of age; \$362 for a child 5 to 11 years of  
11 age; \$413 for a child 12 to 14 years of age; and \$430 for a child 15 years of age or over.  
12 In addition to these grants for basic maintenance, the department shall make  
13 supplemental payments for special needs, exceptional circumstances, care in a  
14 treatment foster home, and initial clothing allowances according to rules  
15 promulgated by the department.”.

16           **15.** Page 470, line 11: after that line insert:

17           “**SECTION 979m.** 48.658 of the statutes is created to read:

18           **48.658 Child care quality rating system.** The department of workforce  
19 development shall provide a child care quality rating system that rates the quality  
20 of the child care provided by a child care provider that is licensed under s. 48.65,  
21 certified under s. 48.651, or established or contracted for under s. 120.13 (14). The  
22 department of workforce development shall make the rating information provided  
23 under that system available to the parents, guardians, and legal custodians of  
24 children who are recipients, or prospective recipients, of care and supervision from

1 a child care provider that is licensed under s. 48.65, certified under s. 48.651, or  
2 established or contracted for under s. 120.13 (14), including making that information  
3 available on that department's Internet site.”.

4 **16.** Page 483, line 12: after that line insert:

5 “**SECTION 1060c.** 49.147 (3) (d) of the statutes is created to read:

6 49.147 (3) (d) *Trial jobs plus pilot project.* The department shall design and,  
7 from January 1, 2006, to June 30, 2007, conduct a pilot project for a trial jobs plus  
8 program that includes the following features:

9 1. The project is limited to 1,000 participants and is conducted in at least one  
10 of the geographical areas established by the department under s. 49.143 (6) that is  
11 in Milwaukee County and in at least 2 of those geographical areas that are not in  
12 Milwaukee County.

13 2. Except as otherwise provided in this paragraph, all provisions of the statutes  
14 that apply to the trial job program or a trial job under this subsection apply to the  
15 pilot project or a trial job plus under this paragraph, including eligibility  
16 requirements.

17 3. An employer that employs a participant under this paragraph and receives  
18 a wage subsidy shall agree to make a good faith effort to retain the participant as a  
19 permanent unsubsidized employee after the wage subsidy ends if the participant  
20 successfully completes participation in the trial job plus. An employer shall also  
21 agree that, if the employer does not retain a participant as a permanent unsubsidized  
22 employee, the employer will serve as an employment reference for the participant or  
23 provide to the Wisconsin Works agency or intermediary under subd. 4. a written

1 performance evaluation of the participant, including recommendations for  
2 improvements.

3 4. The Wisconsin Works agency may contract with an intermediary that acts  
4 as any of the following:

5 a. A placement agency.

6 b. An employer of record of a participant under this paragraph.

7 c. A provider of supportive services, including coaching, mentoring, counseling,  
8 or job placement services.

9 5. Subject to subd. 3., the Wisconsin Works agency or intermediary under subd.  
10 4. pays an employer that employs a participant under this paragraph a monthly  
11 wage subsidy that does not exceed the federal minimum wage for no more than 30  
12 hours of work per week. In addition, the Wisconsin Works agency or intermediary  
13 reimburses the employer for up to 100 percent of all of the following costs that are  
14 attributable to employment of the participant:

15 a. Federal social security taxes.

16 b. State and federal unemployment contributions or taxes, if any.

17 c. Worker's compensation insurance premiums, if any.

18 6. Training activities prescribed by the employer under par. (am) consistent  
19 with training provided to other employees at the worksite are considered work for  
20 purposes of calculating the wage subsidy.

21 7. Participation by an individual in a trial job plus is limited to 6 months with  
22 a possible extension of up to 3 months.

23 8. Notwithstanding the ending date for the project, for any participant who is  
24 accepted into the program before June 30, 2007, payments under subd. 5. shall be  
25 made until the participant completes his or her participation in the trial job plus.”.

1           **17.** Page 484, line 18: after that line insert:

2           “**SECTION 1062c.** 49.148 (1m) (a) of the statutes is amended to read:

3           49.148 **(1m)** (a) A custodial parent of a child who is 12 weeks old or less and  
4 who meets the eligibility requirements under s. 49.145 (2) and (3) may receive a  
5 monthly grant of \$673 unless another adult member of the custodial parent’s  
6 Wisconsin ~~wor~~s Works group is participating in, or is eligible to participate in, a  
7 Wisconsin ~~wor~~s Works employment position or is employed in unsubsidized  
8 employment, as defined in s. 49.147 (1) (c). A Wisconsin ~~wor~~s Works agency may  
9 not require a participant under this subsection to participate in any employment  
10 positions.

11           **(b) 1.** Receipt of a grant under this subsection does not constitute participation  
12 in a Wisconsin ~~wor~~s Works employment position for purposes of the time limits  
13 under s. 49.145 (2) (n) or 49.147 (3) (c) or (d) 7., (4) (b)<sub>1</sub>, or (5) (b) 2. if the child is born  
14 to the participant not more than 10 months after the date that the participant was  
15 first determined to be eligible for assistance under s. 49.19 or for a Wisconsin ~~wor~~s  
16 Works employment position.

17           **SECTION 1062m.** 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (b)  
18 2. and amended to read:

19           49.148 **(1m)** (b) 2. Receipt of a grant under this subsection constitutes  
20 participation in a Wisconsin ~~wor~~s Works employment position for purposes of the  
21 time limits under ss. 49.145 (2) (n) and 49.147 (3) (c) or (d) 7., (4) (b)<sub>1</sub>, or (5) (b) 2. if  
22 the child is born to the participant more than 10 months after the date that the  
23 participant was first determined to be eligible for assistance under s. 49.19 or for a  
24 Wisconsin ~~wor~~s Works employment position unless the child was conceived as a

1 result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in which the mother  
2 did not indicate a freely given agreement to have sexual intercourse or of incest in  
3 violation of s. 944.06 or 948.06 and that incest or sexual assault has been reported  
4 to a physician and to law enforcement authorities.”.

5 **18.** Page 486, line 5: delete that line and substitute “\$6,278,500 in fiscal year  
6 2005–06 and \$4,778,500 in fiscal year 2006–07 for grants”.

7 **19.** Page 486, line 8: delete that line and substitute “(4m), for a child care  
8 scholarship and bonus program, and for a quality rating system under s. 48.658.”.

9 **20.** Page 486, line 23: after that line insert:

10 “**SECTION 1079c.** 49.155 (1m) (a) 3. of the statutes is amended to read:

11 49.155 **(1m)** (a) 3. Work in a Wisconsin works Works employment position,  
12 including participation in job search, orientation, and training activities under s.  
13 49.147 (2) (a) and in education or training activities under s. 49.147 (3) (am) or (d),  
14 (4) (am), or (5) (bm).”.

15 **21.** Page 487, line 16: after that line insert:

16 “**SECTION 1084g.** 49.155 (6) (e) of the statutes is created to read:

17 49.155 **(6)** (e) The department may establish a tiered reimbursement system  
18 under which the department reimburses a child care provider for child care services  
19 provided under this section at a rate that is based on the child care provider’s quality  
20 rating under the rating system established under s. 48.658. Notwithstanding pars.  
21 (a), (b), and (c), the rate at which a child care provider is reimbursed under a system  
22 established under this paragraph may exceed the maximum reimbursement rate  
23 established under par. (a), (b), or (c).”.

24 **22.** Page 489, line 22: delete “\$310,332,100” and substitute “\$314,032,100”.



1           **23.** Page 489, line 23: delete “\$313,432,100” and substitute “\$312,532,100”.

2           **24.** Page 490, line 9: delete that line and substitute “specified in s. 49.155 (1g)  
3 (d), \$6,278,500 in fiscal year 2004–05 2005–06 and \$4,718,500 in fiscal year  
4 2006–07.”.

5           **25.** Page 490, line 14: delete lines 14 and 15 and substitute “(3p), \$24,122,200  
6 \$23,748,400 in each fiscal year.”.

7           **26.** Page 501, line 6: after that line insert:

8           “**SECTION 1151c.** 49.46 (1) (a) 5m. of the statutes is created to read:

9           49.46 (1) (a) 5m. Any person who is at least 18 years of age but under 20 years  
10 of age and who, on his or her 18th birthday, was in a foster home, treatment foster  
11 home, group home, or residential care center for children and youth placement under  
12 ch. 48 or 938, as determined by the department, or was placed in the home of a  
13 relative under a court order under ch. 48 or 938, as determined by the department.

14           **SECTION 1152c.** 49.46 (1) (a) 5m. of the statutes, as created by 2005 Wisconsin  
15 Act .... (this act), is amended to read:

16           49.46 (1) (a) 5m. Any person who is at least 18 years of age but under ~~20~~ 21  
17 years of age and who, on his or her 18th birthday, was in a home, treatment foster  
18 home, group home, or residential care center for children and youth placement under  
19 ch. 48 or 938, as determined by the department, or was placed in the home of a  
20 relative under a court order under ch. 48 or 938, as determined by the department.”.

21           **27.** Page 575, line 11: after that line insert:

22           “**SECTION 1301c.** 71.07 (2dx) (b) 2. of the statutes is amended to read:

23           71.07 (2dx) (b) 2. The amount determined by multiplying the amount  
24 determined under s. 560.785 (1) (b) by the number of full–time jobs created in a

1 development zone and filled by a member of a targeted group and by then subtracting  
2 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
3 under s. 49.147 (3) (d) 5. for those jobs.

4 **SECTION 1302c.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

5 71.07 **(2dx)** (b) 3. The amount determined by multiplying the amount  
6 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
7 development zone and not filled by a member of a targeted group and by then  
8 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
9 reimbursements paid under s. 49.147 (3) (d) 5. for those jobs.

10 **SECTION 1303c.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

11 71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount  
12 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
13 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
14 claimed under sub. (2dj), in an enterprise development zone under s. 560.797 and for  
15 which significant capital investment was made and by then subtracting the  
16 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
17 under s. 49.147 (3) (d) 5. for those jobs.

18 **SECTION 1304c.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

19 71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (2dj), in a development zone and not filled by a member of a  
23 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
24 the subsidies and reimbursements paid under s. 49.147 (3) (d) 5. for those jobs.”.

1           **28.** Page 647, line 18: after that line insert:

2           “**SECTION 1372c.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

3           71.28 **(1dx)** (b) 2. The amount determined by multiplying the amount  
4 determined under s. 560.785 (1) (b) by the number of full–time jobs created in a  
5 development zone and filled by a member of a targeted group and by then subtracting  
6 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
7 under s. 49.147 (3) (d) 5. for those jobs.

8           **SECTION 1373c.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

9           71.28 **(1dx)** (b) 3. The amount determined by multiplying the amount  
10 determined under s. 560.785 (1) (c) by the number of full–time jobs created in a  
11 development zone and not filled by a member of a targeted group and by then  
12 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
13 reimbursements paid under s. 49.147 (3) (d) 5. for those jobs.

14           **SECTION 1374c.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

15           71.28 **(1dx)** (b) 4. The amount determined by multiplying the amount  
16 determined under s. 560.785 (1) (bm) by the number of full–time jobs retained, as  
17 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
18 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
19 which significant capital investment was made and by then subtracting the  
20 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
21 under s. 49.147 (3) (d) 5. for those jobs.

22           **SECTION 1375c.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

23           71.28 **(1dx)** (b) 5. The amount determined by multiplying the amount  
24 determined under s. 560.785 (1) (c) by the number of full–time jobs retained, as

1 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
2 claimed under sub. (1dj), in a development zone and not filled by a member of a  
3 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
4 the subsidies and reimbursements paid under s. 49.147 (3) (d) 5. for those jobs.”.

5 **29.** Page 683, line 16: after that line insert:

6 “**SECTION 1415c.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

7 71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount  
8 determined under s. 560.785 (1) (b) by the number of full–time jobs created in a  
9 development zone and filled by a member of a targeted group and by then subtracting  
10 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
11 under s. 49.147 (3) (d) 5. for those jobs.

12 **SECTION 1416c.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

13 71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount  
14 determined under s. 560.785 (1) (c) by the number of full–time jobs created in a  
15 development zone and not filled by a member of a targeted group and by then  
16 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
17 reimbursements paid under s. 49.147 (3) (d) 5. for those jobs.

18 **SECTION 1417c.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

19 71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (bm) by the number of full–time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
23 which significant capital investment was made and by then subtracting the

1 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
2 under s. 49.147 (3) (d) 5. for those jobs.

3 **SECTION 1418c.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

4 71.47 (1dx) (b) 5. The amount determined by multiplying the amount  
5 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
6 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
7 claimed under sub. (1dj), in a development zone and not filled by a member of a  
8 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
9 the subsidies and reimbursements paid under s. 49.147 (3) (d) 5. for those jobs.”.

10 **30.** Page 823, line 8: after that line insert:

11 “**SECTION 2104c.** 227.01 (13) (zL) of the statutes is created to read:

12 227.01 (13) (zL) Relates to the trial jobs plus pilot project under s. 49.147 (3)  
13 (d).

14 **SECTION 2105c.** 227.01 (13) (zL) of the statutes, as created by 2005 Wisconsin  
15 Act .... (this act), is repealed.”.

16 **31.** Page 925, line 18: after that line insert:

17 “**SECTION 2497c.** 2003 Wisconsin Act 33, section 9159 (4f) is repealed.”.

18 **32.** Page 981, line 18: after that line insert:

19 “(3dw) URGING CONGRESS TO NOT ENTER INTO THE CENTRAL AMERICA FREE TRADE  
20 AGREEMENT UNTIL THE UNITED STATES HAS A GREATER UNDERSTANDING OF THE IMPACTS  
21 OF THE NORTH AMERICAN FREE TRADE AGREEMENT AND THE WORLD TRADE  
22 ORGANIZATION.

23 (a) 1. The United States of America has always been the world leader in  
24 promoting free trade, which is the hallmark of our capitalistic society.

1           2. Free trade only thrives when there is a level playing field of government  
2 regulation between trading partners.

3           3. The 1993 North American Free Trade Agreement (NAFTA) was supposed to  
4 bring additional prosperity to the United States and level the playing field with  
5 Canada and Mexico, perpetuating free trade between our nations.

6           4. Notwithstanding the good intentions of NAFTA, our nation has suffered the  
7 loss of almost 900,000 jobs due to NAFTA, many of them in the manufacturing sector.

8           5. The United States has gone from a trade surplus with Mexico prior to NAFTA  
9 to a substantial trade deficit.

10          6. The United States is a current member of the World Trade Organization  
11 (WTO), which has been called “The United Nations of World Trade”.

12          7. The United States consistently bows to the wishes of the WTO, allowing an  
13 international governing body to dictate what our laws should be.

14          8. Both the WTO and NAFTA, through the use of trade tribunals, now claim  
15 sovereign authority to overrule decisions of American courts and make awards to  
16 foreign businesses for violations of trade agreements.

17          9. Both the WTO and NAFTA shift power away from state and local  
18 governments towards international trade tribunals operating under international  
19 law, instead of domestic statutory or constitutional law.

20          10. The National Conference of State Legislatures has taken a very strong  
21 position against preemption of state and local laws by trade agreements as stated in  
22 <http://www.ncsl.org/statefed/econdev.htm#freetrade>: “NCSL also believes that these  
23 agreements to liberalize the world trading and investment system can and must be  
24 harmonized with traditional American values of constitutional federalism. In  
25 particular, NCSL recognizes that reservations can be made to trade and investment

1 agreements that limit the unnecessary preemption of state law and that preserve the  
2 authority of state legislatures. Implementing legislation for trade and investment  
3 agreements also can and should be crafted to include protections for our  
4 constitutional system of federalism. ... Therefore, reservations must be made to  
5 trade and investment agreements to ‘carve out’ state laws that might otherwise be  
6 subject to challenge. Particular care must be exercised to ensure that state tax laws  
7 and revenue systems are not subject to unjustified challenge under international  
8 agreements. Provisions must also be made in federal implementing legislation that  
9 commit the federal government to protect state lawmaking authority when it is  
10 exercised in conformity with accepted U.S. constitutional principles of  
11 nondiscrimination against foreign commerce.”.

12 11. The League of Wisconsin Municipalities has taken a strong position against  
13 the preemption of local government actions and laws as stated in  
14 <http://www.lwm-info.org/legislative/resolutions/2003.html>. The League:

15 “1. Urges the President and members of Congress to oppose the FTAA and the  
16 GATS, and any other international agreements that:

17 “a. include regulatory expropriation or investor-to-state dispute resolution  
18 clauses like the NAFTA provisions that corporations have used to challenge  
19 legitimate local government actions;

20 “b. allow unelected trade bureaucrats to declare legitimate health, safety,  
21 environmental, or consumer protection standards to be “barriers to trade;”

22 “c. lead to significant losses of family-supporting jobs, and their replacement  
23 with low-paying, no-benefit, non-union service jobs;

24 “d. do not protect workers’ right to organize in all signatory countries;

25 “e. could be used to force preemption of local rule, local control and home rule;

1 or

2 “f. give more rights to major corporations while limiting the ability of local  
3 communities to pursue goals like environmental protection, public health, and  
4 economic development.”.

5 12. Faith informs perspectives on CAFTA, says The SHARE Foundation at  
6 [http://www.share-elsalvador.org/cafta/faith\\_perspecive.htm](http://www.share-elsalvador.org/cafta/faith_perspecive.htm). It reports that the  
7 Bishops’ Secretariat of Central America (SEDAC) and the Chairmen of the Domestic  
8 and International Policy Committees of the United States Conference of Catholic  
9 Bishops (USCCB) issued a Joint Statement Concerning the U.S.–Central American  
10 Free Trade Agreement (US–CAFTA) at  
11 [http://www.wola.org/economic/cafa\\_c\\_a\\_bishops\\_statement.htm](http://www.wola.org/economic/cafa_c_a_bishops_statement.htm), which includes:

12 “According to our pastoral vision, which is inspired by the Gospel and the  
13 Church’s social teaching, the human person must be at the center of all economic  
14 activity. Free trade agreements, such as CAFTA, should be a way of achieving  
15 authentic human development that upholds basic values such as human dignity,  
16 solidarity and subsidiarity. Whether such treaties are ethical or not depends on how  
17 these values are pursued.

18 “We believe that in an increasingly interdependent world, it is essential that  
19 economic globalization be made more human by globalizing solidarity among people  
20 everywhere. If this is not done, then, as Pope John Paul II has said, ‘the poorest  
21 appear to have little hope’ (Ecclesia de Eucharistia, 20). Indeed, ‘if globalization is  
22 ruled merely by the laws of the market applied to suit the powerful, the consequences  
23 cannot but be negative’ (Ecclesia in America, 20).

24 “Taking into consideration the concerns of the poor – who make up the majority  
25 of the people in Central America – and before any possible ratification of the



1 US–CAFTA takes place by the national legislative bodies, we respectfully request:

2 “1. That the Free Trade Agreement should contribute to sustainable human  
3 development, especially among the poorest and most vulnerable sectors. This agenda  
4 should include adequate financial resources that will enable the countries of Central  
5 America to invest not only in their trade capacity, but in social and human  
6 development.

7 “2. That the countries’ governments take as much time as necessary to provide  
8 adequate information and foster broad debate about the content and impact of the  
9 Free Trade Agreement that will serve as the basis for discussion in our respective  
10 legislatures.

11 “3. The moral measure of any trade agreement should be how it affects the  
12 lives and dignity of poor families and vulnerable workers whose voice should receive  
13 special attention in this discussion.”.

14 13. A number of Protestant Churches have taken a position similar to those  
15 bishops, stressing:

16 “Any trade agreement should preserve government authority to regulate  
17 foreign investment in order to achieve national sustainable development policies.  
18 Governments should be able to establish performance requirements in order to  
19 support an emerging productive sector or meet community development plans.  
20 Equally, governments should be able to impose capital controls to protect their  
21 economies and citizens from destructive flows of speculative investment.

22 “The rights established under international human, labor and environmental  
23 agreements and conventions should take precedence over investor rights. The  
24 Investor–State clause in NAFTA, the U.S.–Chile FTA and the proposed Free Trade  
25 Area of the Americas (FTAA) grants foreign investors the right to sue governments

1 for compensation over public-interest laws that could undermine their potential  
2 profits. Alarming, 27 cases have been brought under NAFTA, many against local  
3 environmental laws. This provision has also been used to threaten governments  
4 considering new laws or regulations for public health and safety. Any trade  
5 agreement should reject investor-to-state lawsuits and require foreign investors to  
6 work within the laws and court systems of the host country. Disputes between  
7 countries should be resolved in an accountable and transparent manner, and with  
8 the participation of all affected parties.”  
9 (<http://www.mcc.org/us/globalization/viewpoints/cafta.html>).

10 And similarly, “Scripture addresses many unjust economic practices,  
11 including monopolistic greed that deprives people of their homes and livelihoods  
12 (Isaiah 5:8) and exploitation of workers (James 5:4). CAFTA gives every indication  
13 of promoting these terrible injustices. In a Pastoral Letter of the Council of Churches  
14 of Latin America: Nicaragua, Costa Rica & Panama, Central American church  
15 leaders express opposition to CAFTA, because it is “incompatible with human  
16 development.” “Every human institution,” they go on to say, “should be for the  
17 development of life ...”  
18 (<http://capwiz.com/churchworld/issues/alert/?alertid=7535196&type=CO>).

19 14. The United States is considering entering into the Central America Free  
20 Trade Agreement (CAFTA) in 2005.

21 15. Based upon the experience that the United States has had with NAFTA and  
22 the WTO, United States membership in the planned CAFTA would increase the  
23 exodus of manufacturing from Wisconsin and the United States to other countries.

1 (b) The legislature of the state of Wisconsin respectfully but firmly urges all  
2 members of the United States Congress to vote “no” on any agreement for the United  
3 States to enter into the CAFTA at this time.

4 (c) The legislature of the state of Wisconsin urges the United States Congress  
5 to not enter into the CAFTA until the United States has a greater understanding of  
6 the impacts of NAFTA and the WTO.

7 (d) The senate chief clerk shall transmit a copy of this subsection to the majority  
8 leader of the United States senate, the speaker of the house of representatives of the  
9 United States, and the members of Wisconsin’s congressional delegation.”.

10 **33.** Page 1008, line 16: delete lines 16 to 19.

11 **34.** Page 1012, line 12: after that line insert:

12 “(2n) UNEMPLOYMENT INSURANCE ADMINISTRATION. The authorized FTE positions  
13 for the department of workforce development, funded from the appropriation under  
14 section 20.445 (1) (n) of the statutes, are increased by 45.94 FED positions on July  
15 1, 2006, to maintain administrative support for unemployment insurance.”.

16 **35.** Page 1029, line 5: after that line insert:

17 “(1nq) PROCUREMENT OF STATE CONTRACTUAL SERVICES FROM DOMESTIC SOURCES.  
18 The treatment of sections 16.705 (1) and (1r) and 16.75 (1) (a) 1. (with respect to the  
19 reference to section 16.705 (1r) of the statutes) and (6m) (bm) and (e) of the statutes  
20 first applies with respect to bids or competitive sealed proposals for contractual  
21 services solicited on the effective date of this subsection.”.

22 **36.** Page 1030, line 23: after that line insert:

23 “(1cv) MEDICAL ASSISTANCE FOR INDIVIDUALS LEAVING OUT-OF-HOME CARE.

1 (a) The creation of section 49.46 (1) (a) 5m. of the statutes first applies to  
2 medical assistance eligibility determinations made on the effective date of this  
3 paragraph.

4 (b) The amendment of section 49.46 (1) (a) 5m. of the statutes first applies to  
5 medical assistance eligibility determinations made on the effective date of this  
6 paragraph.”.

7 **37.** Page 1037, line 10: after that line insert:

8 “(7cw) DEVELOPMENT ZONES TAX CREDITS. The treatment of sections 71.07 (2dx)  
9 (b) 2., 3., 4., and 5., 71.28 (1dx) (b) 2., 3., 4., and 5., and 71.47 (1dx) (b) 2., 3., 4., and  
10 5. of the statutes first applies to taxable years beginning on January 1, 2006.”.

11 **38.** Page 1044, line 5: after that line insert:

12 “(2cv) MEDICAL ASSISTANCE FOR INDIVIDUALS LEAVING OUT-OF-HOME CARE.

13 (a) The creation of section 49.46 (1) (a) 5m. of the statutes and SECTION 9321  
14 (1ck) (a) of this act take effect on January 1, 2007.

15 (b) The amendment of section 49.46 (1) (a) 5m. of the statutes and SECTION 9321  
16 (1ck) (b) of this act take effect on January 1, 2008.”.

17 **39.** Page 1051, line 10: after that line insert:

18 “(2cv) TRIAL JOBS PLUS RULES EXCLUSION. The repeal of section 227.01 (13) (zL)  
19 of the statutes takes effect on July 1, 2007.”.

20 (END)