



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa0452/1
GMM:wlj:ch

**SENATE AMENDMENT 2,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2005 SENATE BILL 147**

April 12, 2005 – Offered by Senators ROBSON, PLALE, ERPENBACH and HANSEN.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 4: delete “preemption” and substitute “the state minimum wage
3 and preemption”.

4 **2.** Page 3, line 11: delete lines 11 to 24 and substitute:

5 “**SECTION 6g.** 104.04 of the statutes is renumbered 104.04 (1) and amended to
6 read:

7 104.04 (1) The Subject to sub. (2), the department shall investigate, ascertain,
8 determine, and fix such reasonable classifications, and shall impose general or
9 special orders, determining the ~~living-wage~~ living wage, and shall carry out the
10 purposes of ~~ss. 104.01 to 104.12~~ this chapter. Such investigations, classifications,
11 and orders shall be made as provided under s. 103.005, and the penalties specified
12 in s. 103.005 (12) shall apply to and be imposed for any violation of ~~ss. 104.01 to~~

1 ~~104.12~~ this chapter. In determining the ~~living-wage~~ living wage the department
2 may consider the effect that an increase in the ~~living-wage~~ living wage might have
3 on the economy of the state, including the effect of a ~~living-wage~~ living wage increase
4 on job creation, retention, and expansion, on the availability of entry-level jobs, and
5 on regional economic conditions within the state. The department may not establish
6 a different minimum wage for men and women. Said orders shall be subject to review
7 in the manner provided in ch. 227.

8 **SECTION 6m.** 104.04 (2) of the statutes is created to read:

9 104.04 (2) The department may not increase a minimum wage specified in s.
10 DWD 272.03 (1) (a) or (b) or (1m) (a) or (b), 272.05 (1) (a) or (b), 272.07 (3) (a) 1., 2.,
11 or 3. or (b) 1., 2., or 3., or 272.08, Wis. Adm. Code, or increase an allowance for board
12 and lodging under s. DWD 272.03 (3) (a) 1. or 2. or (b) 1. or 2. or (3m) (a) 1. or 2. or
13 (b) 1. or 2., or 272.05 (2) (a) or (b), Wis. Adm. Code, after the effective date of this
14 subsection [revisor inserts date].”

15 (END)