



**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1995 ASSEMBLY JOINT RESOLUTION 6**

January 17, 1995 - Representatives GREEN, LEHMAN and KLUSMAN.

1 **Relating to:** congressional explanations of unfunded mandates.

2       Whereas, the 10th Amendment to the Constitution of the United States reads  
3 as follows: "The powers not delegated to the United States by the Constitution, nor  
4 prohibited by it to the States, are reserved to the States respectively, or to the people";  
5 and

6       Whereas, the 10th Amendment defines the total scope of federal power as being  
7 only those powers that were specifically granted by the Constitution of the United  
8 States to the federal government and no more; and

9       Whereas, the imposition of unfunded mandates by the federal government  
10 upon a state requires an increase in state taxes or a reduction in state services; and

11       Whereas, such imposition of unfunded mandates conflicts with the spirit of the  
12 10th Amendment by inappropriately restricting the latitude of Wisconsin and her  
13 sister states to establish their own priorities and policies; and

14       Whereas, the number of unfunded federal mandates imposed upon the states  
15 by the government of the United States has increased alarmingly in recent years;  
16 and

1           Whereas, the states and Congress should engage in earnest discussions  
2 regarding the difficult posture in which the states have been cast and the urgent  
3 necessity that the states receive funding for these mandates or relief from the  
4 enforcement of these unfunded decrees; and

5           Whereas, the members of the legislature of the State of Wisconsin desire to  
6 personally communicate with the Wisconsin delegation to the U.S. Congress  
7 concerning this critical problem so that our representatives may be completely  
8 cognizant of the effect that the actions of the federal government have at the state  
9 legislative level and may be more sensitive to the difficulties that unfunded federal  
10 mandates create; now, therefore, be it

11           ***Resolved by the assembly, the senate concurring, That*** the members of the  
12 Wisconsin legislature intend that this joint resolution serve as notice and demand  
13 to the federal government to refrain from imposing unfunded mandates upon state  
14 and local governments; and, be it further

15           ***Resolved, That*** the members of the Wisconsin legislature respectfully request  
16 that all members of the Wisconsin delegation to the U.S. Congress meet annually  
17 with the state legislature, at a time and in a manner established by the speaker of  
18 the assembly and the president of the senate, to discuss the problems related to  
19 unfunded federal mandates as well as to discuss the new burdens that have been  
20 imposed by the federal government on this state; and, be it further

21           ***Resolved, That*** the assembly chief clerk, by sending copies of this resolution,  
22 shall advise each member of the Wisconsin congressional delegation of this  
23 invitation and of our hopeful anticipation of their acceptance.

24

(END)