

# National Foundation for American Policy

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## **MEDIA ADVISORY**

### **NATIONAL FOUNDATION FOR AMERICAN POLICY TO RELEASE FIRST MAJOR STUDY ON THE CONSTITUTIONALITY OF STATE AND FEDERAL OUTSOURCING BILLS**

*New Study Finds that Proposed Laws in 36 States May Violate the U.S. Constitution,  
American Trade Obligations*

**Arlington, VA** – The National Foundation for American Policy (NFAP) will release the first major legal study to examine state and federal outsourcing legislation. Legislators in at least 36 states have introduced more than 100 bills to restrict overseas outsourcing, and legislation on the issue has also proliferated at the federal level. The study raises serious questions about whether these measures violate the U.S. Constitution or American obligations under international trade agreements.

**WHO:** **Stuart Anderson**, Executive Director, National Foundation for American Policy, and **Shannon Thyme Klinger**, Partner, Alston & Bird (co-author of study).

**WHAT:** **Media Briefing to unveil a new study on the Constitutionality of proposed legislation** at the state and federal levels, including **more than 100 proposed laws in 36 states to restrict overseas outsourcing by U.S. companies.**

**WHEN:** **10:00 AM ET, Monday, April 19, 2004.**

**WHERE:** **First Amendment Room, The National Press Club, 529 14<sup>th</sup> Street, N.W. (13<sup>th</sup> floor).**

**WHY:** **Legislators nationwide have introduced more than 100 bills to restrict overseas outsourcing and the issue has emerged in the Presidential campaign. Yet to date, no one has examined whether these measures violate the Constitution or U.S. trade obligations. This study breaks new ground and calls into question the legal foundation of these controversial outsourcing measures.**

#### **About the National Foundation for American Policy**

Started in 2003, the NFAP is a non-profit, non-partisan organization dedicated to public policy research on trade, immigration and other issues of national importance. Its Advisory Board members include economist Jagdish Bhagwati (Columbia University); Richard Vedder (Ohio State University); former U.S. Rep. Guy Vander Jagt (MI); former INS Commissioner Jim Ziglar; Cesar Conda, former Domestic Policy Advisor for Vice President Dick Cheney, and others.

#### **About Stuart Anderson**

Stuart Anderson, Executive Director of NFAP, served as Executive Associate Commissioner for Policy and Counselor to the Commissioner at the Immigration and Naturalization Service from August 2001 to January 2003. He spent four and a half years on Capitol Hill on the Senate Immigration Subcommittee, for Senator Spencer Abraham and Senator Sam Brownback, and has published articles in the *Wall Street Journal*, *New York Times*, *Los Angeles Times*, and elsewhere.

#### **About Shannon Thyme Klinger**

Shannon Thyme Klinger is a partner with Alston & Bird LLP. Her practice focuses on complex litigation matters, with an emphasis on antitrust litigation and the defense of healthcare fraud and abuse matters, including actions arising under the Civil False Claims Act. Ms. Klinger received her J.D. degree, with honors, in 1996 from the University of North Carolina School of Law.