



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa2450/1
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ASSEMBLY AMENDMENT 1,
TO ASSEMBLY SUBSTITUTE AMENDMENT 4,
TO 2009 ASSEMBLY RESOLUTION 14

April 20, 2010 – Offered by Representative WOOD.

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

2 **1.** Page 1, line 3: after “21” insert “and the censure of Stephen Nass, a
representative from the 31st Assembly District, in accordance with article IV, section
8, of the Wisconsin Constitution”.

3 **2.** Page 4, line 16: delete “21.” and substitute “21; and”.

4 **3.** Page 4, line 16: after that line insert:

5 ***“Be it further resolved, That:***

6 Whereas, Representative Nass claimed his home address as W8948 Willis Ray
7 Road in Whitewater, Wisconsin, reporting mileage between 43 to 52 miles since 1990
8 to the state capitol; and

1 Whereas, members of the Wisconsin state assembly complete their own
2 certificates of mileage pursuant to sections 20.765 (1) (a) and 13.123 (1) or (2) of the
3 statutes; and

4 Whereas, it is a Class I felony under section 946.12 (4) of the statutes to make
5 false entries on this form; and

6 Whereas, section 13.08 (2) of the statutes authorizes reimbursement for up to
7 one round trip per week of transportation expenses actually incurred; and

8 Whereas, Wisconsin law regulating mileage claims for state officials requires
9 that the most direct route be claimed; and

10 Whereas, Representative Nass claimed a distance ranging from 43 to 52 miles
11 since 1990 to the state capitol; and

12 Whereas, the American Automobile Association and MapQuest calculate the
13 true distance as 43 miles; and

14 Whereas, the American Automobile Association was not able to complete a
15 direct route between the two locations that totaled 52 miles; and

16 Whereas, federal tax law requires legislators to live at least 50 miles away from
17 the capitol to claim expenses for any day the legislature is in session; and

18 Whereas, Representative Nass claimed 174 days for this purpose of federal law
19 while serving in the legislature in 1999; and

20 Whereas, this provision of federal law, found in section 162 (h) of the Internal
21 Revenue Code, allows legislators to write off \$98 per day; and

22 Whereas, the state of Wisconsin reimbursed Representative Nass \$55 per day
23 for this purpose; and

24 Whereas, Representative Nass was left with an unreimbursed expense of \$42
25 for each day the legislature was in session; and

