

State of Wisconsin 2009 - 2010 LEGISLATURE

ASSEMBLY SUBSTITUTE AMENDMENT 3, TO 2009 ASSEMBLY RESOLUTION 14

March 23, 2010 – Offered by Special Committee on Ethics and Standards of Conduct.

Relating to: the expulsion of Jeffrey Wood, a representative from the 67th Assembly 1 2 District, in accordance with article IV, section 8, of the Wisconsin Constitution 3 and Assembly Rule 21. Resolved by the assembly, That: 4 5 Whereas, article IV, section 8, of the Wisconsin Constitution provides that each 6 house may punish for contempt and disorderly behavior, and with the concurrence 7 of two-thirds of all the members elected, expel a member; and 8 Whereas, Assembly Rule 43 (3) provides that any resolution to reprimand, 9 censure, or expel a member of the assembly shall identify the charges against the member cited and shall be referred to the committee on ethics and standards of 10 11 conduct for review; and 12 Whereas, the Wisconsin state assembly has adopted Assembly Rule 21,

13 providing for the appointment of a special committee on ethics and standards of

2009 – 2010 Legislature – 2 –

1	conduct to consider any resolution to reprimand, censure, or expel a member of the
2	assembly for the purpose of holding one or more public hearings on the resolution and
3	to make a recommendation for action on the resolution; and
4	Whereas, under Assembly Rule 21 (2), a duty of the special committee is to
5	ascertain the facts of the controversy, which are summarized below; and
6	Whereas, Jeffrey Wood currently serves as the representative to the assembly
7	from the 67th Assembly District for the term of the 2009–2010 legislative session;
8	and
9	Whereas, on December 12, 2008, Representative Wood was arrested for
10	operating while intoxicated in Columbia County, which could result in his third,
11	fourth, or fifth offense under Wisconsin law; and
12	Whereas, law enforcement and eye witness accounts regarding Representative
13	Wood's driving on December 12, 2008, indicate that his driving was erratic and
14	dangerous; and
15	Whereas, Representative Wood was charged with operating a motor vehicle
16	while under the influence of an intoxicant (third offense), operating a motor vehicle
17	with a prohibited alcohol concentration (PAC) (third offense), possession of
18	tetrahydrocannabinols (THC), and possession of drug paraphernalia as a result of
19	his arrest on December 12, 2008; and
20	Whereas, as a condition of release relating to the case resulting from his
21	December 12, 2008, arrest, Representative Wood was ordered by the court to
22	maintain absolute sobriety at all times; and
23	Whereas, on December 1, 2009, a motion to suppress evidence of THC and drug
24	paraphernalia from Representative Wood's December 12, 2008, arrest was denied by
25	the circuit court; and

1	Whereas, a plea hearing in the case resulting from Representative Wood's
2	December 12, 2008, arrest has been scheduled for April 19, 2010; and
3	Whereas, on September 23, 2009, Representative Wood was arrested for
4	operating while under the influence in Marathon County, which could result in his
5	third, fourth, or fifth offense under Wisconsin law; and
6	Whereas, law enforcement and eye witness accounts regarding Representative
7	Wood's driving on September 23, 2009, indicate that his driving was erratic and
8	dangerous; and
9	Whereas, Representative Wood was charged with operating while under the
10	influence of a controlled substance (third offense) and inattentive driving as a result
11	of his arrest on September 23, 2009; and
12	Whereas, as a condition of release relating to the case resulting from his
13	September 23, 2009, arrest, Representative Wood was ordered by the court to take
14	no controlled substances without a prescription and, if prescribed, to take controlled
15	substances only in doses as prescribed; and
16	Whereas, on October 21, 2009, Representative Wood was arrested for operating
17	a motor vehicle while impaired in Monroe County, which could result in his third,
18	fourth, or fifth offense under Wisconsin law; and
19	Whereas, law enforcement and eye witness accounts regarding Representative
20	Wood's driving on October 21, 2009, indicate that his driving was erratic and
21	dangerous; and
22	Whereas, Representative Wood was charged with operating while under the
23	influence of an intoxicant or other drug (third offense) and misdemeanor bail
24	jumping as a result of his arrest on October 21, 2009; and

1	Whereas, based on the facts of this controversy, the special committee on ethics
2	and standards of conduct makes the following charges against Representative Wood:
3	First, the conduct cited above by Representative Wood since his election to the
4	assembly for the 2009–2010 legislative term jeopardized his life and the lives of
5	innocent citizens, does not reflect the norms of behavior expected of a member of the
6	assembly and, therefore, has brought disrepute on the Wisconsin state assembly by
7	damaging the institution's integrity with the public; and
8	Second, while it is recognized that addiction is a serious health problem, any
9	attempts by Representative Wood to deal with his addiction were not successful in
10	preventing the dangerous incidents cited in this resolution; and
11	Whereas, the special committee, following a public hearing on this resolution,
12	is directed by Assembly Rule 21 (5) to make a recommendation for action on the
13	resolution; now, therefore, be it
14	Resolved by the assembly, That Representative Jeffrey Wood is hereby
15	expelled from membership in the Wisconsin state assembly, in accordance with
16	article IV, section 8, of the Wisconsin Constitution and Assembly Rule 21.
17	(END)

- 4 -