

**2009 DRAFTING REQUEST**

**Assembly Substitute Amendment (ASA-AR14)**

Received: 12/17/2009

Received By: **rchampag**

Wanted: **Today**

Companion to LRB:

For: **Legislative Council - IND**

By/Representing: **Jessica Karls-Ruplinger**

May Contact:

Drafter: **rchampag**

Subject: **Legislature - miscellaneous res.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Jessica.Karls@legis.wisconsin.gov**

Carbon copy (CC:) to: **Scott.Grosz@legis.wisconsin.gov**

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Expulsion of Rep. Wood

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**Instructions:**

Expulsion of Rep. Wood

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rchampag 12/17/2009	kfollett 12/17/2009		_____			
/P1	chanaman 12/18/2009	csicilia 12/18/2009	jfrantze 12/17/2009	_____	sbasford 12/17/2009		
				_____	sbasford 12/17/2009		
/1			phenry 12/18/2009	_____	mbarman 12/18/2009	mbarman 12/18/2009	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	rchampag 03/21/2010	kfollett 03/22/2010	phenry 03/22/2010	_____	sbasford 03/22/2010	sbasford 03/22/2010	

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**<END>**

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				_____	sbasford 12/17/2009		
/1	rchampag	12/jf 3/22	phenry 12/18/2009	3/28 ph	mbarman 12/18/2009	mbarman 12/18/2009	
			3/20ph				

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By/Representing: Jessica Karls-Ruplinger

This file may be shown to any legislator: NO

Drafter: rchampag

May Contact:

Addl. Drafters:

Subject: Legislature - miscellaneous res.

Extra Copies:

Submit via email: YES

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				_____	sbasford 12/17/2009		
/1			phenry 12/18/2009	_____	mbarman 12/18/2009	mbarman 12/18/2009	

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/P1		1 cgs 12/18 09	jfrantze 12/17/2009		sbasford 12/17/2009 sbasford 12/17/2009		

FE Sent For:

12/18  
DH

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/?	rchampag	1 P/kjf 12/17		12/17			

FE Sent For:

<END>





State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBs0214/P1  
RAC:kjf:rs

LRBs0215/P1  
RAC:kjf

NOW

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**ASSEMBLY SUBSTITUTE AMENDMENT,**  
**TO 2009 ASSEMBLY RESOLUTION 14**

1 **Relating to:** the ~~reprimand, censure, or~~ expulsion of Jeffrey Wood, a representative  
2 from the 67th Assembly District, in accordance with article IV, section 8, of the  
3 Wisconsin Constitution and Assembly Rule 21.

4 ***Resolved by the assembly, That:***

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  
10 member cited and shall be referred to the committee on ethics and standards of  
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

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, on September 23, 2009, Representative Wood was arrested for  
2 operating while under the influence in Marathon County, which could result in his  
3 third, fourth, or fifth offense under Wisconsin law; and

4           Whereas, law enforcement and eye witness accounts regarding Representative  
5 Wood's driving on September 23, 2009, indicate that his driving was erratic and  
6 dangerous; and

7           Whereas, Representative Wood was charged with operating while under the  
8 influence of a controlled substance (third offense) and inattentive driving as a result  
9 of his arrest on September 23, 2009; and

10           Whereas, on October 21, 2009, Representative Wood was arrested for operating  
11 a motor vehicle while impaired in Monroe County, which could result in his third,  
12 fourth, or fifth offense under Wisconsin law; and

13           Whereas, law enforcement and eye witness accounts regarding Representative  
14 Wood's driving on October 21, 2009, indicate that his driving was erratic and  
15 dangerous; and

16           Whereas, Representative Wood was charged with operating while under the  
17 influence of an intoxicant or other drug (third offense) and misdemeanor bail  
18 jumping as a result of his arrest on October 21, 2009; and

19           Whereas, based on the facts of this controversy, the special committee on ethics  
20 and standards of conduct makes the following charges against Representative Wood:

21           First, the conduct cited above by Representative Wood since his election to the  
22 assembly for the 2009-2010 legislative term jeopardized his life and the lives of  
23 innocent citizens, does not reflect the norms of behavior expected of a member of the  
24 assembly and, therefore, has brought disrepute on the Wisconsin state assembly by  
25 damaging the institution's integrity with the public; and

1           Second, while it is recognized that addiction is a serious health problem, any  
2 attempts by Representative Wood to deal with his addiction were not successful in  
3 preventing the dangerous incidents cited in this resolution; and

4           Whereas, the special committee, following a public hearing on this resolution,  
5 is directed by Assembly Rule 21 (5) to make a recommendation for action on the  
6 resolution; now, therefore, be it

7           ***Resolved by the assembly, That*** it is recommended that Representative  
8 Jeffrey Wood is reprimanded, censured, or expelled in accordance with article IV,  
9 section 8, of the Wisconsin Constitution and Assembly Rule 21.

10

(END)

4-10

2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBs0215/P1insRC  
RAC:.....

**Insert 4-10:**

*Resolved by the assembly, That* Representative Jeffrey Wood is hereby expelled from membership in the Wisconsin state assembly, in accordance with article IV, section 8, of the Wisconsin Constitution and Assembly Rule 21.



Now

↑  
<long>

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~  
ASSEMBLY SUBSTITUTE AMENDMENT ,  
TO 2009 ASSEMBLY RESOLUTION 14

1     **Relating to:** the expulsion of Jeffrey Wood, a representative from the 67th Assembly  
2             District, in accordance with article IV, section 8, of the Wisconsin Constitution  
3             and Assembly Rule 21.  
4             ***Resolved by the assembly, That:***  
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  
10            member cited and shall be referred to the committee on ethics and standards of  
11            conduct for review; and

1           Whereas, the Wisconsin state assembly has adopted Assembly Rule 21,  
2 providing for the appointment of a special committee on ethics and standards of  
3 conduct to consider any resolution to reprimand, censure, or expel a member of the  
4 assembly for the purpose of holding one or more public hearings on the resolution and  
5 to make a recommendation for action on the resolution; and

6           Whereas, under Assembly Rule 21 (2), a duty of the special committee is to  
7 ascertain the facts of the controversy, which are summarized below; and

8           Whereas, Jeffrey Wood currently serves as the representative to the assembly  
9 from the 67th Assembly District for the term of the 2009-2010 legislative session;  
10 and

11           Whereas, on December 12, 2008, Representative Wood was arrested for  
12 operating while intoxicated in Columbia County, which could result in his third,  
13 fourth, or fifth offense under Wisconsin law; and

14           Whereas, law enforcement and eye witness accounts regarding Representative  
15 Wood's driving on December 12, 2008, indicate that his driving was erratic and  
16 dangerous; and

17           Whereas, Representative Wood was charged with operating a motor vehicle  
18 while under the influence of an intoxicant (third offense), operating a motor vehicle  
19 with a prohibited alcohol concentration (PAC) (third offense), possession of  
20 tetrahydrocannabinols (THC), and possession of drug paraphernalia as a result of  
21 his arrest on December 12, 2008; and

22           Whereas, as a condition of release relating to the case resulting from his  
23 December 12, 2008, arrest, Representative Wood was ordered by the court to  
24 maintain absolute sobriety at all times; and

1           Whereas, on December 1, 2009, a motion to suppress evidence of THC and drug  
2 paraphernalia from Representative Wood's December 12, 2008, arrest was denied by  
3 the circuit court; and

4           Whereas, on September 23, 2009, Representative Wood was arrested for  
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16           Whereas, law enforcement and eye witness accounts regarding Representative  
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22           Whereas, based on the facts of this controversy, the special committee on ethics  
23 and standards of conduct makes the following charges against Representative Wood:

24           First, the conduct cited above by Representative Wood since his election to the  
25 assembly for the 2009-2010 legislative term jeopardized his life and the lives of



1 innocent citizens, does not reflect the norms of behavior expected of a member of the  
2 assembly and, therefore, has brought disrepute on the Wisconsin state assembly by  
3 damaging the institution's integrity with the public; and

4 Second, while it is recognized that addiction is a serious health problem, any  
5 attempts by Representative Wood to deal with his addiction were not successful in  
6 preventing the dangerous incidents cited in this resolution; and

7 Whereas, the special committee, following a public hearing on this resolution,  
8 is directed by Assembly Rule 21 (5) to make a recommendation for action on the  
9 resolution; now, therefore, be it

10 ***Resolved by the assembly, That*** Representative Jeffrey Wood is hereby  
11 expelled from membership in the Wisconsin state assembly, in accordance with  
12 article IV, section 8, of the Wisconsin Constitution and Assembly Rule 21.

13

(END)

## Champagne, Rick

---

**From:** Grosz, Scott  
**Sent:** Friday, March 19, 2010 3:40 PM  
**To:** Champagne, Rick  
**Cc:** Karls-Ruplinger, Jessica  
**Subject:** Assembly Ethics Committee - AR 14 Substitute Resolutions

Rick,

In preparation for the Assembly Special Ethics Committee on 2009 AR 14, you had drafted 3 substitute amendments LRBs0215/1, s0216/1, and s0217/1. Rep. Hubler asked Jessica and I to make sure those substitute amendments contain accurate and up to date information regarding the circumstances related to the resolution, and we have come to the conclusion that the following edits should be added to /2 versions of the substitute amendments:

- On page 2, after line 25, insert: "Whereas, a plea hearing in the case resulting from Representative Wood's December 12, 2008 arrest has been scheduled for April 19, 2010; and"
- On page 3, after line 9, insert: "Whereas, as a condition of release relating to the case resulting from his September 23, 2009 arrest, Representative Wood was ordered by the court to take no controlled substances without a prescription and, if prescribed, to take controlled substances only in doses as prescribed; and"

The Ethics Committee will be exec'ing on Tuesday, 3/23, so we're hoping you would have the time to prepare these changes sometime on Monday.

Please let Jessica or I know if you have any questions.

Thanks,

Scott

---

Scott Grosz  
Staff Attorney  
Wisconsin Legislative Council  
ph. (608) 266-1307



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBs0215/1/2  
RAC:kjf:ph

MON AM

RMR

**ASSEMBLY SUBSTITUTE AMENDMENT ,  
TO 2009 ASSEMBLY RESOLUTION 14**

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2 District, in accordance with article IV, section 8, of the Wisconsin Constitution  
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12 Whereas, the Wisconsin state assembly has adopted Assembly Rule 21,  
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20 Whereas, as a condition of release relating to the case resulting from his  
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25 the circuit court; and

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Insert 2-25

1           Whereas, on September 23, 2009, Representative Wood was arrested for  
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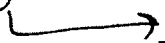
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25 damaging the institution's integrity with the public; and

Insert 3-9

9



1 Second, while it is recognized that addiction is a serious health problem, any  
2 attempts by Representative Wood to deal with his addiction were not successful in  
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10 (END)

**2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBs0215/2ins  
RAC:kjf:ph

**Insert 2-25:**

Whereas, a plea hearing in the case resulting from Representative Wood's December 12, 2008, arrest has been scheduled for April 19, 2010; and

**Insert 3-9:**

Whereas, as a condition of release relating to the case resulting from his September 23, 2009, arrest, Representative Wood was ordered by the court to take no controlled substances without a prescription and, if prescribed, to take controlled substances only in doses as prescribed; and