

**2009 DRAFTING REQUEST**

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

Received: 04/20/2010

Received By: **rchampag**

Wanted: **Today**

Companion to LRB:

For: **Stephen Nass (608) 266-5715**

By/Representing: **Mike**

May Contact:

Drafter: **rchampag**

Subject: **Legislature - miscellaneous res.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Nass@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Expulsion of Rep. Wood

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**Instructions:**

See attached.

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**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<br>04/20/2010 | kfollett<br>04/20/2010 |                        | _____          |                       |                       |                 |
| /1           |                        |                        | jfrantze<br>04/20/2010 | _____          | lparisi<br>04/20/2010 | lparisi<br>04/20/2010 |                 |

FE Sent For:

<END>

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|--------------|----------------|------------------|--------------|----------------|------------------|-----------------|-----------------|
| 1/?          | rchampag       | 1/kjf<br>4/15/20 | dg<br>4/1/20 | Rs<br>5/6/20   |                  |                 |                 |

FE Sent For:

<END>

## **Champagne, Rick**

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**From:** Mikalsen, Mike  
**Sent:** Tuesday, April 20, 2010 10:26 AM  
**To:** Champagne, Rick  
**Subject:** Request for Substitute Amendment for AR 14

Rep. Nass would like to request the following changes be made to Assembly Resolution 14, in the form of a substitute amendment (Please note this item will be debated today on the Assembly floor, as part of a pulling motion):

### **1.) Page 1, after line 12, add:**

Whereas, on October 21, 2009, Representative Wood was arrested on the suspicion of operating a motor vehicle while under the influence and bail jumping in Monroe County, which could result in his fifth offense under Wisconsin law; and

Whereas, Representative Wood's dangerous conduct on October 21, 2009, was reported by a citizen in the City of Tomah in Monroe County who witnessed his impaired driving; and

Whereas, Representative Wood was arrested with 12 tablets of Amoxicillin in an Augmentin prescription bottle, 22 capsules of Fluoxetine, 55 tablets of Naproxen, and 13 additional tablets of Amoxicillin in its container on October 21, 2009; and

### **2.) Page 2, after line 9, add:**

Whereas, on March 10, 2010, the Wisconsin State Laboratory of Hygiene reported that a blood sample taken from Representative Wood on September 23, 2010, contained the following drugs: Lorazepam, Fluoxetine, Norfluoxetine, Doxylamine, and Dextromethorphan; and

Whereas, the Wisconsin State Laboratory of Hygiene reported that the level of Dextromethorphan was nearly nine times higher than the non-abusive therapeutic range; and

Whereas, the United State Drug Enforcement Administration has identified Dextromethorphan, an ingredient in certain cold medicines, as a commonly abused medication to generate euphoria and hallucinations (both visual and auditory), and is also known as "the poor man's PCP" or "Robo-tripping", which is derived from the product Robitussin; and

### **3.) Page 2, Line 12:**

-After the word County, delete the remainder of line 12 and line 13.

### **4.) Page 2, after line 17, add:**

Whereas, on April 19, 2010, Representative Jeffrey Wood pled no contest and was found guilty in Columbia County Circuit Court of third offense operating under the influence and possession of drug paraphernalia, both misdemeanors, for his conduct on December 12, 2008; and

Whereas, on April 19, 2010, Columbia County Circuit Court Judge Daniel S. George sentenced Representative Wood to 45 days in jail, revoked his driver's license for 27 months and ordered him to use an ignition interlock device for two years; and

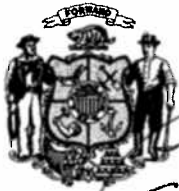
**5.) Page 4, Resolved Clause:**

-Delete existing resolved clause and replace with the following:

Resolved by the assembly, that Representative Jeffrey Wood is hereby expelled from membership in the Wisconsin state assembly based on his repeated dangerous conduct resulting in his arrests and convictions enumerated in this resolution.

**Mike Mikalsen  
Research Assistant  
Office of Representative Steve Nass  
31st Wisconsin Assembly District**

**(888) 529-0031 Toll-Free (Wisconsin Only)  
(608) 266-5715**



State of Wisconsin  
2009 - 2010 LEGISLATURE

~~LRB-3623/1~~  
RAC:kjf:ph

Ths AM

ASA  
to

LRB5045711  
RAC:kjf

**2009 ASSEMBLY RESOLUTION 14**

October 27, 2009 - Introduced by Representative NASS. Referred to Special Committee on Ethics and Standards of Conduct.

1 **Relating to:** the expulsion of Jeffrey Wood, a representative from the 67th Assembly  
2 District, from membership in the Wisconsin state assembly.

3 Whereas, the Wisconsin Constitution, under article IV, section 8, envisions the  
4 need of each house of the legislature to address "contempt and disorderly behavior"  
5 of its membership by authorizing a process for expelling a member; and

6 Whereas, the Wisconsin state assembly has adopted Assembly Rule 21,  
7 providing three options including expulsion for punishing members that have  
8 conducted themselves in a manner not conforming to reasonable standards of ethics  
9 or moral behavior; and

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

12 and

Insert 1-13

13 Whereas, on September 23, 2009, Representative Wood was arrested on the  
14 suspicion of driving under the influence in Marathon County, which could result in  
15 his fourth offense under Wisconsin law; and

1           Whereas, Representative Wood's dangerous conduct on September 23, 2009,  
2 was reported by a citizen driving in Marathon County who witnessed his erratic  
3 driving; and

4           Whereas, the Wisconsin state patrol reports finding a bottle of prescription  
5 medication, Lorazepam, with only seven of the 45 pills remaining in a prescription  
6 issued on September 22, 2009, and a partially consumed bottle of cough syrup; and

7           Whereas, Representative Wood told a Wisconsin state patrol trooper that he  
8 had taken double the prescribed dosage of Lorazepam and two doses of cough syrup  
9 on September 23, 2009; and

Insert 2-10

10           Whereas, on December 12, 2008, Representative Wood was arrested for driving  
11 under the influence, possession of 4.9 grams of marijuana, and possession of drug  
12 paraphernalia in Columbia County, ~~which could result in his third offense under~~  
13 ~~Wisconsin law~~; and

Insert 2-18

14           Whereas, Representative Wood's dangerous conduct on December 12, 2008,  
15 was reported by citizens who witnessed his erratic driving, which included smashing  
16 through a highway sign, and he was found by a Wisconsin state patrol trooper  
17 urinating alongside of the highway; and

18           Whereas, Representative Wood fully admitted his conduct of December 12,  
19 2008, during a radio interview; and

20           Whereas, on February 4, 2009, Representative Wood was ordered to maintain  
21 absolute sobriety as a condition of his bond for the December 12, 2008, arrest; and

22           Whereas, Representative Wood had two previous convictions for drunk driving  
23 in 1990 and 1991; and

24           Whereas, Representative Wood has been involved in three other instances of  
25 disorderly behavior as a result of his use of drugs and alcohol, the most serious

1 occurring in 1989 when he was accused of having sex with an underage minor whom  
2 he met at a party, for which he eventually plead guilty to a lesser misdemeanor and  
3 served one year on probation; and

4 Whereas, after his arrest on September 23, 2009, Representative Wood issued  
5 a statement saying that he has had a lifelong battle with abusing alcohol and drugs;  
6 and

7 Whereas, the people of Wisconsin have petitioned their elected state officials to  
8 aggressively respond to the ongoing carnage of death and destruction wrought by  
9 repeat drunk and drugged drivers; and

10 Whereas, on September 17, 2009, the Wisconsin assembly passed 2009  
11 Assembly Bill 283, by a vote of 95 to 0, which makes numerous changes to toughen  
12 Wisconsin law on drunk and drugged driving, including making certain fourth  
13 offenses a felony; and

14 Whereas, Representative Wood voted "aye" on passage of 2009 Assembly Bill  
15 283; and

16 Whereas, repeated disorderly behavior by Representative Wood, both before  
17 and during public service, has brought disrepute on the Wisconsin state assembly  
18 and severely damaged the institution's integrity with the public; and

19 Whereas, continued service by Representative Wood is no longer compatible  
20 with his oath of office and the reasonable social norms of expected behavior for a  
21 member of the assembly, as he continues to deal with his personal conduct issues that  
22 frequently lead to dangerous behaviors that jeopardize his life and the life of innocent  
23 citizens; now, therefore, be it

1 ***Resolved by the assembly, That*** Representative Jeffrey Wood is hereby  
2 expelled from membership in the Wisconsin state assembly.

3 (END)

Insert  
4-3



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

LRBs0457/1insRC  
RC:.....

**Insert 1-13:**

Whereas, on October 21, 2009, Representative Wood was arrested on the suspicion of operating a motor vehicle while under the influence and bail jumping in Monroe County, which could result in his fifth offense under Wisconsin law; and

X Whereas, Representative Wood's dangerous conduct on October 21, 2009, was reported by a citizen in the City of Tomah in Monroe County who witnessed his impaired driving; and

Whereas, Representative Wood was arrested with 12 tablets of Amoxicillin in an Augmentin prescription bottle, 22 capsules of Fluoxetine, 55 tablets of Naproxen, and 13 additional tablets of Amoxicillin in its container on October 21, 2009; and

**Insert 2-10:**

X Whereas, on March 10, 2010, the Wisconsin State Laboratory of Hygiene reported that a blood sample taken from Representative Wood on September 23, 2010, contained the following drugs: Lorazepam, Fluoxetine, Norfluoxetine, Doxylamine, and Dextromethorphan; and

X Whereas, the Wisconsin State Laboratory of Hygiene reported that the level of Dextromethorphan was nearly nine times higher than the non-abusive therapeutic range; and

X Whereas, the United States Drug Enforcement Administration has identified Dextromethorphan, an ingredient in certain cold medicines, as a commonly abused medication to generate euphoria and hallucinations (both visual and auditory), and is also known as "the poor man's PCP" or "Robo-tripping", which is derived from the product Robitussin; and

**Insert 2-18:**

Whereas, on April 19, 2010, Representative Jeffrey Wood pled no contest and was found guilty in Columbia County Circuit Court of third offense operating under the influence and possession of drug paraphernalia, both misdemeanors, for his conduct on December 12, 2008; and

Whereas, on April 19, 2010, Columbia County Circuit Court Judge Daniel S. George sentenced Representative Wood to 45 days in jail, revoked his driver's license for 27 months, and ordered him to use an ignition interlock device for two years; and

**Insert 4-3:**

~~no~~ based on his repeated dangerous conduct resulting in his arrests and convictions enumerated in this resolution