

**As Introduced**

**130th General Assembly  
Regular Session  
2013-2014**

**H. C. R. No. 55**

**Representative McGregor**

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**CONCURRENT RESOLUTION**

To declare that the Ohio General Assembly is opposed 1  
to the enactment of a state law, pursuant to a 2  
federal mandate, which would require the 3  
suspension or revocation of the driver's license 4  
of any individual convicted of any violation of 5  
the federal Controlled Substances Act or another 6  
drug law; to urge the Governor of Ohio to submit a 7  
written certification stating the Governor's 8  
opposition to such a law along with this 9  
resolution to the United States Secretary of 10  
Transportation; and accordingly to prevent the 11  
United States Secretary of Transportation from 12  
withholding a specified percentage of federal 13  
transportation apportionments pursuant to 23 14  
U.S.C. 159. 15

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE  
OF OHIO (THE SENATE CONCURRING):**

WHEREAS, Pursuant to 23 U.S.C. 159, the United States 16  
Secretary of Transportation is required to withhold eight per cent 17  
of a state's highway-related funds unless that state either enacts 18  
and enforces a law requiring a six-month suspension or revocation 19  
of the driver's license of any individual convicted of any 20  
violation of the Controlled Substances Act or other drug law, or 21

the Governor of the state submits written certifications by the 22  
Governor and the state legislature that both are opposed to the 23  
enactment and enforcement of such a law; and 24

WHEREAS, After the careful examination of this mandate, the 25  
Ohio General Assembly hereby determines that the enactment of a 26  
law requiring the suspension or revocation of the driver's license 27  
of an individual based upon a drug offense regardless of whether 28  
the offense is related to the operation of a motor vehicle would 29  
needlessly strain limited state financial and manpower resources 30  
as well as unnecessarily increase the paperwork and bureaucracy of 31  
the state government; and 32

WHEREAS, The granting or withholding of driving privileges is 33  
and has always been a prerogative of the states to decide for 34  
themselves, not for the federal government to decide, and the 35  
state of Ohio has already enacted sufficient laws to deter illegal 36  
drug activity; now therefore be it 37

RESOLVED, That we, the members of the 130th General Assembly 38  
of the State of Ohio, in adopting this resolution, declare our 39  
opposition to the federal government mandating that the states 40  
enact and enforce a law that provides for the suspension or 41  
revocation of the driver's license of an individual based upon a 42  
conviction of a drug offense; and be it further 43

RESOLVED, That we, the members of the 130th General Assembly 44  
of the State of Ohio, urge Governor John R. Kasich to submit 45  
written certification to the United States Secretary of 46  
Transportation expressing his opposition to this federal mandate 47  
along with a written certification that the Ohio General Assembly 48  
has adopted this resolution; and be it further 49

RESOLVED, That the Clerk of the House of Representatives 50  
transmit duly authenticated copies of this resolution to Governor 51  
John R. Kasich, the members of the Ohio congressional delegation, 52

and the Secretary of the United States Department of  
Transportation.

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