

STATE OF NEW YORK



The Legislature

In Senate

In Assembly

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY opposing the enactment of a state law, pursuant to a federal mandate, to require the suspension or revocation of the driver's license of any individual convicted of any violation of the federal Controlled Substance Act or another drug law, regardless of whether the offense is related to the operation of a motor vehicle

Introduced by

Sen. _____

The Senators whose names are circled below wish to join me in the sponsorship of this resolution:

s15 Addabbo	s24 Lanza
s52 Akshar	s01 LaValle
s46 Amedore	s45 Little
s50 Antonacci	s11 Liu
s36 Bailey	s03 Martinez
s30 Benjamin	s53 May
s34 Biaggi	s37 Mayer
s04 Boyle	s42 Metzger
s44 Breslin	s25 Montgomery
s08 Brooks	s20 Myrie
s38 Carlucci	s58 O'Mara
s14 Comrie	s62 Ortt
s17 Felder	s21 Parker
s02 Flanagan	s19 Persaud
s55 Funke	s13 Ramos
s59 Gallivan	s61 Ranzenhofner
s05 Gaughran	s48 Ritchie
s12 Gianaris	s33 Rivera
s22 Gounardes	s56 Robach
s47 Griffo	s18 Salazar
s40 Harckham	s10 Sanders
s54 Helming	s23 Savino
s27 Hoylman	s32 Sepulveda
s31 Jackson	s41 Serino
s60 Jacobs	s29 Serrano
s43 Jordan	s51 Seward
s09 Kaminsky	s39 Skoufis
s07 Kaplan	s16 Stavisky
s26 Kavanagh	s35 Stewart-Cousins
s63 Kennedy	s49 Tedisco
s28 Krueger	s06 Thomas
	s57 Young

Senate introducer's signature

Introduced by

M. of A. _____

The Members of the Assembly whose names are circled below wish to join me in the sponsorship of this resolution:

a049 Abbate	a053 Davila	a028 Hevesi	a057 Mosley	a121 Salka
a092 Abinanti	a072 De La Rosa	a128 Hunter	a065 Niou	a111 Santabarbara
a084 Arroyo	a034 DenDekker	a029 Hyndman	a037 Nolan	a090 Sayegh
a107 Ashby	a003 DeStefano	a104 Jacobson	a144 Norris	a140 Schimminger
a035 Aubry	a070 Dickens	a097 Jaffee	a069 O'Donnell	a099 Schmitt
a120 Barclay	a054 Dilan	a011 Jean-Pierre	a051 Ortiz	a076 Seawright
a030 Barnwell	a081 Dinowitz	a135 Johns	a091 Otis	a052 Simon
a106 Barrett	a147 DiPietro	a115 Jones	a132 Palmesano	a036 Simotas
a060 Barron	a016 D'Urso	a077 Joyner	a002 Palumbo	a005 Smith
a082 Benedetto	a048 Eichenstein	a040 Kim	a088 Paulin	a118 Smullen
a042 Bichotte	a004 Englebright	a131 Kolb	a141 Peoples-Stokes	a022 Solages
a079 Blake	a074 Epstein	a105 Lalor	a058 Perry	a114 Stec
a117 Blankenbush	a109 Fahy	a013 Lavine	a023 Pheffer Amato	a110 Steck
a098 Brabenec	a061 Fall	a134 Lawrence	a086 Pichardo	a010 Stern
a026 Braunstein	a080 Fernandez	a050 Lentol	a089 Pretlow	a127 Stirpe
a138 Bronson	a126 Finch	a125 Lifton	a073 Quart	a102 Tague
a093 Buchwald	a008 Fitzpatrick	a009 LiPetri	a019 Ra	a071 Taylor
a142 Burke	a124 Friend	a123 Lupardo	a012 Raia	a001 Thiele
a119 Buttenschon	a046 Frontus	a129 Magnarelli	a006 Ramos	a031 Titus
a094 Byrne	a095 Galef	a064 Malliotakis	a018 Raynor	a033 Vanel
a133 Byrnes	a137 Gantt	a130 Manktelow	a062 Reilly	a116 Walczyk
a103 Cahill	a007 Garbarino	a108 McDonald	a087 Reyes	a055 Walker
a044 Carroll	a148 Giglio	a014 McDonough	a043 Richardson	a143 Wallace
a047 Colton	a066 Glick	a146 McMahon	a078 Rivera	a112 Walsh
a032 Cook	a150 Goodell	a017 Mikulin	a068 Rodriguez	a041 Weinstein
a085 Crespo	a075 Gottfried	a101 Miller, B.	a136 Romeo	a024 Weprin
a122 Crouch	a021 Griffin	a038 Miller, M. G.	a027 Rosenthal, D.	a059 Williams
a039 Cruz	a100 Gunther	a020 Miller, M. L.	a067 Rosenthal, L.	a113 Woerner
a063 Cusick	a139 Hawley	a015 Montesano	a025 Rozic	a056 Wright
a045 Cymbrowitz	a083 Heastie	a145 Morinello	a149 Ryan	a096 Zebrowski

Assembly introducer's signature

INTRODUCTION OF ALL RESOLUTIONS

To introduce this resolution:

Sign one copy, circle co-sponsors and hand it up at the desk of the house with six other completed and signed copies

If the resolution is to be offered in the other house:

LBDC(P)

01-13-19

WHEREAS, pursuant to 23 U.S.C. § 159(a)(3), the United States Secretary of Transportation is required to withhold eight percent of a state's highway-related funds unless that state either enacts and enforces a law requiring a six-month suspension or revocation of the driver's license of any individual convicted of any violation of the federal Controlled Substances Act or other drug law, or passes a resolution expressing opposition to the enactment of such a law; and

WHEREAS, after careful examination of this mandate, this Legislative Body hereby determines that the enactment of a law requiring the suspension or revocation of the driver's license of an individual based on a drug offense regardless of whether the offense is related to the operation of a motor vehicle represents an unnecessary use of state department of motor vehicle resources for a result not tied to ensuring the safety of New York roads and highways; and

WHEREAS, the granting or withholding of driving privileges is and has always been a prerogative of the states to decide for themselves, and the state of New York has already enacted sufficient laws to suspend or revoke driving privileges for drug-related activity conducted while operating a motor vehicle and has already enacted sufficient laws to prohibit and punish illegal drug activity; and

WHEREAS, suspension or revocation of driving privileges for drug crimes unrelated to the operation of a motor vehicle constitutes an undue barrier to the ability of individuals convicted of such crimes to find and maintain employment and take part in the activities of daily living, to the detriment of their ability to maintain a crime-free lifestyle; and

WHEREAS, forty states have adopted similar resolutions expressing their opposition to enacting a law requiring the suspension, revocation, issuance or reinstatement of any individual's driving license for conviction of drug laws regardless of whether the offense is related to the operation of a motor vehicle; now, therefore, be it

RESOLVED, (if the concur), That we, the members of the New York state Senate and Assembly, in adopting this resolution, declare our opposition to a law described in 23 U.S.C. § 159(a)(3)(i) that requires the revocation, suspension, issuance or reinstatement of drivers' licenses to convicted drug offenders regardless of whether the offense is related to the operation of a motor vehicle; and be it further

RESOLVED, (if the concur), That the secretary of the Senate and the clerk of the Assembly shall each transmit duly authenticated copies of this resolution to Governor Andrew M. Cuomo, the members of the New York congressional delegation, and the secretary of the United States Department of Transportation.

RESOCOAS

SHORT TITLE: Opposes the enactment of a state law, pursuant to a federal mandate, to require the suspension or revocation of the driver's license of any individual after conviction of violating drug laws

BLURB: