

CS FOR HOUSE CONCURRENT RESOLUTION NO. 10(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 3/26/93

Referred: Judiciary

Sponsor(s): HOUSE TRANSPORTATION COMMITTEE BY REQUEST

A RESOLUTION

1 **Relating to allowing the state the right to determine and impose sanctions on**
2 **motor vehicle drivers.**

3 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **WHEREAS** the State of Alaska is concerned with drug abuse by its citizens and has
5 enacted numerous laws and initiated programs aimed at reducing both the demand for and
6 supply of illegal drugs; and

7 **WHEREAS** the State of Alaska currently revokes the driver's licenses of persons
8 convicted of driving a motor vehicle under the influence of drugs; and

9 **WHEREAS** 23 U.S.C. 159(a) mandates the withholding of certain federal-aid highway
10 funds from states that by October 31, 1993, fail to either

11 (1) enact legislation requiring suspension of an individual's driver's license
12 upon conviction of a violation of the federal Controlled Substances Act or any drug offense;
13 or

14 (2) file a certification from the Governor that the Governor is opposed to the
15 enactment of such a law and that the legislature has adopted a resolution expressing its
16 opposition to such a law; and

1 **WHEREAS** failure of this legislature to take either mandated action will result in the
2 withholding of federal-aid highway funds; and

3 **WHEREAS** actions of the Congress to coerce states into passing ineffective laws are
4 inappropriate; and

5 **WHEREAS** the State of Alaska has and will continue to address illegal drugs in
6 effective and cost beneficial ways;

7 **BE IT RESOLVED** that the Alaska State Legislature certifies that it is opposed to the
8 requirement by the federal government that the state enact legislation to revoke or suspend the
9 driver's license of a person convicted of a drug offense if the offense does not involve the
10 operation of a motor vehicle, aircraft, or watercraft; and be it

11 **FURTHER RESOLVED** that the Alaska State Legislature will continue its efforts in
12 drug abuse education and enforcement programs and will commit its limited resources to
13 programs that, based on experience in Alaska, have a reasonable chance of reducing drug
14 abuse; and be it

15 **FURTHER RESOLVED** that the Governor is respectfully requested to certify the
16 Governor's opposition to adoption of legislation requiring revocation of the driver's license
17 of a person convicted of a drug offense.