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**WHITE HOUSE
 CORRESPONDENCE TRACKING WORKSHEET**

- O - OUTGOING
- H - INTERNAL
- I - INCOMING
 Date Correspondence Received (YY/MM/DD) 1 / 1 /

Name of Correspondent: Samuel A. Alito, Jr.

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: Suggested Veto Message for Enrolled Bill H.R. 475 - Truth in Mileage Act

ROUTE TO: Office/Agency (Staff Name)	ACTION		DISPOSITION	
	Action Code	Tracking Date YY/MM/DD	Type of Response	Completion Date YY/MM/DD
<u>euhol</u>	ORIGINATOR	<u>86/10/28</u> IR		<u>C 86/10/29</u> IR
	Referral Note:			
<u>euwall</u>	<u>I</u>	<u>86/10/28</u> IR		<u>C 86/10/29</u> IR
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- ACTION CODES:**
 A - Appropriate Action
 C - Comment/Recommendation
 D - Draft Response
 F - Furnish Fact Sheet to be used as Enclosure
 I - Info Copy Only/No Action Necessary
 R - Direct Reply w/Copy
 S - For Signature
 X - Interim Reply
- DISPOSITION CODES:**
 A - Answered
 B - Non-Special Referral
 C - Completed
 S - Suspended
- FOR OUTGOING CORRESPONDENCE:**
 Type of Response = Initials of Signer
 Code = "A"
 Completion Date = Date of Outgoing

Comments: _____

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Memorandum

453897cu



Subject

Enrolled bill S. 475

Date

OCT 27 1996

To

Peter J. Wallison
Counsel to the President

From

Samuel A. Alito, Jr. *SAA*
Deputy Assistant Attorney
General
Office of Legal Counsel

In accordance with our usual practice, we are transmitting to you a copy of suggested language for a presidential veto message for the above-captioned bill. The Department's Office of Legislative Affairs will transmit this language to the Office of Management and Budget. We believe that this bill should be vetoed because it violates the principles of federalism supported by this Administration. Therefore, pursuant to this Office's responsibility to review veto messages for form and legality, we attach such a statement which we urge that the President sign.

Attachment

SUGGESTED LANGUAGE FOR PRESIDENTIAL

VETO MESSAGE FOR S. 475

I am today disapproving S. 475 which would require all States to revise their title forms for automobiles to reflect the car's odometer reading each time it is transferred. I am vetoing this bill because it is yet another infringement on principles of federalism. My Administration believes that the federal government should not intervene in matters that traditionally have been the responsibility of the States, and in which there is no overriding need for national policy uniformity. Appropriately, the licensing and transfer of automobiles have been a matter of State concern since the inception of motor travel. After all, it is the States, and not the federal government, that are charged with protecting the health, safety, and welfare of their citizens. As political units closer to the people than the federal government is, the States uniquely possess the resources and competence to discern the conditions, needs, and desires of their citizens on issues such as this and to enact laws to address those concerns. I believe that S. 475's efforts to nationalize this area are contrary to federalism principles, and I am therefore vetoing this bill.



U.S. Department of Justice

Office of Legislative and Intergovernmental Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

28 OCT 1986

Honorable James C. Miller III
Director
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Miller:

In compliance with your request, I have examined a facsimile of the enrolled bill S. 475, the Truth in Mileage Act. The Department of Justice believes that this bill raises serious policy concerns because it is an effort by Congress to impose its will in an area that has been the traditional concern of the states. We believe that the Administration's support of federalism requires disapproval of this bill. We therefore strongly recommend that the President not sign this bill. Pursuant to this Department's responsibility to review presidential veto messages for form and legality, we attach such a statement, which we urge that the President sign.

S. 475 will amend the Motor Vehicle Information and Cost Savings Act, 15 U.S.C. 1981-1991, to require States to design forms for automobile titles that reflect the mileage of a car each time that it is sold. Although Congress may have the authority to pass such legislation, S. 475 intrudes in an area -- regulation of cars -- that has long been the bailiwick of the States. It is, we believe, yet another example of congressional action the long term impact of which is to erode the traditional relationship that the Constitution intends to exist not only between the states and the federal government but also between states and their citizens. Furthermore, this bill is in large part unnecessary since only five States and the District of Columbia do not already have a place for odometer information on their titles. We do not believe that federal legislation in an area that has long been a matter of state concern is the proper response to whatever problem remains.

Sincerely,


For John R. Bolton
Assistant Attorney General

Enclosure

SUGGESTED LANGUAGE FOR PRESIDENTIAL

VETO MESSAGE FOR S. 475

I am today disapproving S. 475 which would require all States to revise their title forms for automobiles to reflect the car's odometer reading each time it is transferred. I am vetoing this bill because it is yet another infringement on principles of federalism. My Administration believes that the federal government should not intervene in matters that traditionally have been the responsibility of the States, and in which there is no overriding need for national policy uniformity. Appropriately, the licensing and transfer of automobiles have been a matter of State concern since the inception of motor travel. After all, it is the States, and not the federal government, that are charged with protecting the health, safety, and welfare of their citizens. As political units closer to the people than the federal government is, the States uniquely possess the resources and competence to discern the conditions, needs, and desires of their citizens on issues such as this and to enact laws to address those concerns. I believe that S. 475's efforts to nationalize this area are contrary to federalism principles, and I am therefore vetoing this bill.



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FOR John R. Bolton
Assistant Attorney General

Enclosure

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