As Introduced

136th General Assembly Regular Session 2025-2026

H. C. R. No. 28

Representative Fischer

A CONCURRENT RESOLUTION

То	rescind	а	portion	of	Executive	Order	2025-05D	1
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BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF OHIO (THE SENATE CONCURRING):

WHEREAS, Section 107.43 of the Revised Code gives the	3			
General Assembly authority during a state of emergency to	4			
rescind, in whole or in part, any order issued by a statewide	5			
elected officer in response to a state of emergency, including	6			
an order to authorize an agency to amend rules under division	7			
(G) of section 119.03 of the Revised Code; and	8			
WHEREAS, The Governor issued Executive Order 2025-05D on	9			
October 8, 2025, declaring a state of emergency under section	10			
3715.74 of the Revised Code regarding intoxicating hemp; and	11			
WHEREAS, The Governor's executive order also allows the	12			
Ohio Department of Agriculture to amend rules 901:14-1-01 and	13			
901:14-2-01 of the Ohio Administrative Code on an emergency	14			
basis under division (G) of section 119.03 of the Revised Code;	15			
now therefore be it	16			
RESOLVED, That we, the members of the 136th General	17			
Assembly of the State of Ohio, hereby rescind the portion of the	18			
Governor's executive order allowing the Ohio Department of				
Agriculture to amend rules 901:14-1-01 and 901:14-2-01 of the	20			

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Ohio Administrative Code on an emergency basis under division	21
(G) of section 119.03 of the Revised Code; and be it further	22
RESOLVED, That we, the members of the 136th General	23
Assembly of the State of Ohio, hereby rescind the portion of the	24
Governor's executive order ordering and directing: that all	25
consumer products containing intoxicating hemp must be removed	26
from public display by all retailers; that no consumer products	27
containing intoxicating hemp may be sold or offered for sale	28
during the pendency of the emergency; and that any retailer who	29
possesses consumer products containing intoxicating hemp must	30
segregate these units from other merchandise and dispossess them	31
in a lawful manner, which includes but is not limited to	32
returning them to the manufacturer or supplier, or holding them	33
for disposition by law enforcement officers, officials of the	34
department of agriculture, or officials of local health	35
departments; and be it further	36
RESOLVED, That the Clerk of the House of Representatives	37
transmit a duly authenticated copy of this resolution to the	38
Governor.	39