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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
and Drafting

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Office

H.B. 506
134th General Assembly

Fiscal Note & Local Impact Statement

[Click here for H.B. 506's Bill Analysis](#)

Version: As Reported by House Government Oversight

Primary Sponsors: Reps. LaRe and Bird

Local Impact Statement Procedure Required: No

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The bill has no direct fiscal effect on the state or political subdivisions. The bill codifies the Office of the Solicitor General and creates the Tenth Amendment Center, both of which already exist within the Office of the Attorney General.

The bill requires (1) the Attorney General to set the duties of the Solicitor General, (2) the Tenth Amendment Center to actively monitor federal executive orders, federal statutes, and federal regulations for potential abuse overreach, and (3) to provide adequate staff, equipment, and materials to the Solicitor General and the Center. The Attorney General's compliance with these requirements will not necessitate modification or expansion of existing operations nor the allocation of additional resources.

The Solicitor General (1) represents the state of Ohio and its agencies on appeals in the U.S. Supreme Court, the U.S. Court of Appeals for the Sixth Circuit, the Ohio Supreme Court, and other state and federal courts, (2) aides the Attorney General in the preparation of petitions, briefs, and other papers filed by the state on appeal, and (3) participates in oral arguments before those courts.

The Tenth Amendment Center, which is currently housed within the Office of the Solicitor General, actively monitors federal executive orders and federal regulations for potential abuse or overreach. Same as current practice, under the bill, the Tenth Amendment Center is required, upon determining that a federal order, statute, or regulation is not supported by law, to make a recommendation to the Solicitor General, who then advises the Attorney General about possible causes of action. The Attorney General has discretion about how to respond.

In FY 2022, the costs of operating the Office of the Solicitor General, including the Tenth Amendment Center, totaled \$2.09 million. Of that amount, \$1.98 million, or 94%, was paid from the GRF and the remainder, around \$115,400, or 6%, was paid from the Attorney General Claims

Fund (Fund 4190). In FY 2021, those costs totaled \$1.83 million (\$1.83 million or 92%, GRF and \$142,000 or 8%, Fund 4190).