



# OHIO LEGISLATIVE SERVICE COMMISSION

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## Bill Analysis

Cody Weisbrodt

### **H.B. 301**

132nd General Assembly  
(As Introduced)

**Reps.** Butler, Becker, Dean, Faber, Goodman, Retherford, Riedel, Seitz, Sprague

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### **BILL SUMMARY**

- Requires a state agency, public official, or public employee sued in a civil action, to submit a consent decree or settlement that would alter or prohibit the enforcement of state law to the General Assembly for approval before the agency or official may agree to the consent decree.
  - Provides that any consent decree or settlement that would alter or prohibit the enforcement of state law is void if not approved by the General Assembly.
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### **CONTENT AND OPERATION**

#### **General Assembly must approve consent decrees**

The bill requires a state agency, public official, or public employee to apply to the General Assembly for approval of a consent decree or settlement resulting from a civil action that would alter or prohibit the enforcement of a state law.<sup>1</sup> This requirement applies to civil actions brought in state or federal court. Under the bill, the General Assembly has 90 days after the state agency or public official applies for approval to enact a bill approving the consent decree. If the General Assembly passes a bill approving the consent decree within 90 days, the state agency or public official may agree to it. But if the General Assembly does not enact a bill to approve the consent decree, or the consent decree is not submitted to the General Assembly for approval, the consent decree is void.<sup>2</sup> Current law does not require the General Assembly to approve consent decrees or settlement agreements entered into by state agencies, public officials, or public employees.

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<sup>1</sup> R.C. 9.05(A).

<sup>2</sup> R.C. 9.05(B).

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## HISTORY

ACTION

DATE

Introduced

07-05-17

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