

As Passed by the House

134th General Assembly

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Am. H. B. No. 506

Representatives LaRe, Bird

Cosponsors: Representatives Holmes, Hall, Hillyer, Fowler Arthur, Schmidt, Riedel, Seitz, Stewart, Stoltzfus, Lampton, Jordan, Merrin, Carruthers, Ginter, Gross, Loychik, Richardson, Swearingen

A BILL

To enact section 109.38 of the Revised Code to 1
codify the Office of the Solicitor General 2
within the Office of the Attorney General and to 3
create the Tenth Amendment Center within the 4
Office of the Attorney General. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 109.38 of the Revised Code be 6
enacted to read as follows: 7

Sec. 109.38. (A) There is hereby created, as a section 8
within the office of the attorney general, an office of the 9
solicitor general. The attorney general shall set the duties of 10
the solicitor general. 11

(B) There is hereby created, as a section within the 12
office of the attorney general, a Tenth Amendment center. The 13
center shall actively monitor federal executive orders, federal 14
statutes, and federal regulations for potential abuse or 15
overreach, including assertion of power inconsistent with the 16

United States Constitution. The center shall have at least one 17
attorney dedicated to the center whose primary job 18
responsibility is to monitor federal executive orders and 19
regulations for possible overreach. If the center determines a 20
federal executive order or regulation is not supported by law, 21
the center shall prepare and make a recommendation to the office 22
of the solicitor general. The solicitor general shall advise the 23
attorney general about possible causes of action. Regarding such 24
actions, the attorney general has discretion to act on the 25
attorney general's own initiative or based on the recommendation 26
of the solicitor general. 27

(C) The attorney general shall provide adequate office 28
space, staff, equipment, and materials to the office of the 29
solicitor general and to the Tenth Amendment center. 30