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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
and Drafting

Legislative Budget
Office

S.B. 186
134th General Assembly

Fiscal Note & Local Impact Statement

[Click here for S.B. 186's Bill Analysis](#)

Version: As Introduced

Primary Sponsors: Sens. Lang and McColley

Local Impact Statement Procedure Required: No

Robert Meeker, Budget Analyst, and other LBO staff

Highlights

- The number of concurrent resolutions that would be adopted by the General Assembly requiring the Attorney General to challenge a federal order or rule is uncertain, as is the number of legal actions that otherwise would not have been initiated in which the state is directly interested. Any increase in actions would lead to an unknown increase in the Attorney General's annual operating expenses.
- The bill has no direct effect on political subdivisions, in particular Ohio's local trial courts. Such challenges would be brought in the federal court system.

Detailed Analysis

The bill: (1) permits the General Assembly to adopt a concurrent resolution to require the Attorney General to initiate an action in court to challenge an executive order issued by the president, or a rule issued by a federal agency, and (2) declares an emergency, so that it would take effect immediately.

There will be no additional costs for the General Assembly to adopt a concurrent resolution outside of the normal costs of doing business using existing resources as appropriated.

Under continuing law, the Attorney General is permitted to initiate actions challenging the constitutionality of executive orders and agency rules, but, under the bill, may be required to litigate actions that they otherwise would not have initiated leading to an unknown increase in the Attorney General's annual operating expenses.