



SENATE BILL 58: AG/Restrict Challenge to Presidential EOs.

2025-2026 General Assembly

Committee:	Senate Rules and Operations of the Senate	Date:	February 27, 2025
Introduced by:	Sens. Settle, Hanig, Moffitt	Prepared by:	Amy Darden
Analysis of:	Second Edition		Staff Attorney

OVERVIEW: *Senate Bill 58 would prohibit the North Carolina Attorney General from filing an action or advancing any argument as a participant in any action pending in a state or federal court that would result in the invalidation of any executive order of the President of the United States.*

CURRENT LAW: Article III, Sec. 7, of the North Carolina Constitution provides that the Attorney General is elected Statewide and serves a four-year term; only licensed attorneys may serve as Attorney General; and the Attorney General's duties are as prescribed by law.

G.S. 114-2.8 prohibits the Attorney General from advancing any argument as a participant in any action pending before a state or federal court in another state that would result in the invalidation of any statute enacted by the General Assembly.

BILL ANALYSIS: Senate Bill 58 would amend G.S. 114-2.8 to prohibit the North Carolina Attorney General from filing an action or participating in any pending action in any state or federal court that would result in the invalidation of any executive order of the President of the United States.

EFFECTIVE DATE: This bill would become effective when it becomes law and apply to actions filed or commenced on or after that date.

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