

Sub. S.B. 2  
As Passed by the Senate

\_\_\_\_\_ moved to amend as follows:

- In line 1 of the title, after "sections" insert "905.324," 1
- In line 8, after "sections" insert "905.324," 2
- After line 10, insert: 3

"**Sec. 905.324.** (A) Except as provided in division (B) of this 4  
section, the director of agriculture, an employee of the 5  
department of agriculture, the supervisors of a soil and water 6  
conservation district, an employee of a district, and a contractor 7  
of the department or a district shall not disclose information, 8  
including data from geographic information systems and global 9  
positioning systems, used in the development or approval of or 10  
contained in a voluntary nutrient management plan. 11

(B) The director or the supervisors of a district may release 12  
or disclose information specified in division (A) of this section 13  
to a person or a federal, state, or local agency working in 14  
cooperation with the director or the supervisors in the 15  
development or approval of a voluntary nutrient management plan if 16  
the director or supervisors determine that the person or federal, 17  
state, or local agency will not subsequently disclose the 18  
information to another person who is not authorized by the person 19  
who owns or operates agricultural land to receive the information. 20

The director or the supervisors of a district may release or  
disclose information specified in division (A) of this section to  
the extent required by the "Federal Water Pollution Control Act"  
as defined in section 6111.01 of the Revised Code.

(C) Information, data, and any associated record used in the  
development, approval, implementation, review of, or contained in  
a voluntary nutrient management plan or used to determine  
compliance with such a plan are not a public record subject to  
disclosure under section 149.43 of the Revised Code.

In line 801, after "sections" insert "905.324,"

The motion was \_\_\_\_\_ agreed to.

SYNOPSIS

**Voluntary nutrient management plan not public record** 31

**R.C. 905.324** 32

Specifies that information, data, and any associated record  
associated with a voluntary nutrient management plan or used to  
determine compliance with a plan are not a public record subject  
to the Ohio's law governing public records.