As Introduced

133rd General Assembly
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H. B. No. 94

Representative Skindell
Cosponsors: Representatives Smith, K., Miller, J., Upchurch, Galonski

A B I L L

To amend section 1505.07 of the Revised Code to ban

the taking or removal of oil or natural gas from

and under the bed of Lake Erie.

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

Section 1. That section 1505.07 of the Revised Code be amended to read as follows:

Sec. 1505.07. (A) Subject to the limitations set forth in division (B) of this section and in section 1505.08 of the Revised Code, the director of natural resources, with the approval of the director of environmental protection, the attorney general, and the governor, may issue permits and make leases to parties making application for permission to take and remove sand, gravel, stone, and other minerals or substances from and under the bed of Lake Erie, either upon a royalty or rental basis, as the director of natural resources determines to be best for the state. Permits shall be issued for terms of not less than one year nor more than ten years, and leases shall be for a term of years or until the economic extraction of the mineral or other substance covered thereby has been completed.
Such taking and removal shall be within certain fixed boundaries that do not conflict with the rights of littoral owners. Upon request from the holder of a permit, it shall be canceled, but in the case of any permit or lease, any equipment or buildings owned by the permittee or lessee shall be held as security by the director of natural resources for payment of all rentals or royalties due the state at the time of cancellation.

(B) The director of natural resources or any other state authority shall not issue any permit or make any lease to take or remove oil or natural gas from and under the bed of Lake Erie.

(C) No person shall remove sand, gravel, stone, or other minerals or substances from and under the bed of Lake Erie without first obtaining a permit or lease therefor from the director.

(D) The director of natural resources may, in accordance with Chapter 119. of the Revised Code, adopt, amend, and rescind rules for the administration, implementation, and enforcement of this section.

Section 2. That existing section 1505.07 of the Revised Code is hereby repealed.