

Executive

In House Finance

**AGRCD14                      Creation of the H2Ohio Fund**

**R.C.                      126.60**

Creates the H2Ohio Fund (Fund 6H20) in the state treasury consisting of money credited to it and any donations, gifts, bequests, and other money received for deposit in the Fund.

Requires Fund 6H20 to be used for the following purposes: (1) awarding or allocating grants or money, issuing loans, or making purchases for the development and implementation of projects and programs that are designed to address water quality priorities, (2) funding cooperative research, data gathering and monitoring, and demonstration projects related to water quality priorities, (3) encouraging cooperation with and among leaders from state legislatures, state agencies, political subdivisions, business and industry, labor, agriculture, environmental organizations, and water conservation districts, and (4) other purposes, policies, programs, and priorities identified by the Lake Erie Commission (LEC) in coordination with the state agencies or boards responsible for water protection and water management.

Requires that the LEC, in coordination with state agencies or boards responsible for water protection and water management, prepare a report on the activities undertaken under Fund 6H20 during the immediately preceding FY, including the revenues and expenses of the fund for the preceding fiscal year, and submit the report to the General Assembly and the Governor.

**R.C.                      126.60**

Same as the Executive.

Same as the Executive, but also includes institutions of higher education in the list of entities specified in (3) for which H2Ohio Fund money may be used to encourage cooperation.

Same as the Executive, but requires the H2Ohio Advisory Council in coordination with LEC to prepare the report not later than August 31, 2020, and annually thereafter.

Executive

In House Finance

Fiscal effect: The bill requires a portion of FY 2019 GRF surplus revenue and the entire balance of FY 2020 and FY 2021 GRF surplus moneys to be deposited into Fund 6H20 (see OBMCD44 and OBMCD56). It appropriates \$85.2 million in FY 2020 under Fund 6H20 to be used by DNR, AGR, and EPA. The funding is distributed as follows: (1) \$46.2 million under appropriation item 725681, H2Ohio, used by DNR, (2) \$30.3 million under appropriation item 700670, H2Ohio, used by AGR, and (3) \$8.7 million under appropriation item 715695, H2Ohio, used by EPA.

Fiscal effect: Same as the Executive, but the provision that requires FY 2020 and FY 2021 GRF surplus revenues to be deposited into Fund 6H20 is removed (see OBMCD44 and OBMCD56).

AGRCD18                      H2Ohio Advisory Council

No provision.

**R.C.                      126.60, 126.61, 126.62**

Requires the AGR, EPA, and DNR Directors to each prepare an annual plan for H2Ohio Fund (Fund 6H20) expenditures that, at a minimum, describes the following: (1) funding priorities, (2) specific programs, projects, or entities proposed to receive funding, and (3) internal controls and external accountability measures that will be put in place to ensure that the funding is properly used. (See AGRCD14 for uses of the new H2Ohio Fund.)

No provision.

Creates the H2Ohio Advisory Council, consisting of the following members: (1) AGR Director or Director's designee, (2) EPA Director or Director's designee, (3) DNR Director or Director's designee, (4) LEC Executive Director, (5) two members appointed by the President of the Senate, (6) two members appointed by the Speaker of the House, and (7) 10 members who represent various specific interests who are appointed by the Governor with the advise and consent of the Senate.

No provision.

Requires the Council to do all of the following: (1) review and approve or disapprove the annual plans submitted by the AGR,

Executive

In House Finance

No provision.

EPA, and DNR, and (2) adopt bylaws governing its operation, including the process for reviewing and approving or disapproving the submitted plans, the frequency of meetings, and other relevant operating procedures.

Requires LEC, AGR, and EPA to provide administrative support to the Council. Requires LEC to provide the location for Council meetings.

**Fiscal effect: Potential increase in administrative costs for AGR, EPA, and DNR to prepare an annual plan and to reimburse members of the Council for expenses.**

AGRCD15

Promotion of Ohio-produced agricultural goods in alcohol

No provision.

**R.C. 901.172**

Authorizes AGR to promote the use of Ohio-produced agricultural goods grown for inclusion in beer, cider, or spirituous liquor through promotional programs.

No provision.

Authorizes AGR, pursuant to rules adopted under the bill, to establish reasonable fees and criteria for participation in the programs.

**Fiscal effect: May increase costs for the Division of Markets to run the Ohio Proud Craft Beer Program. The costs would be offset by fees to be established by AGR. Fees are to be deposited into the GRF.**

AGRCD16

Voluntary nutrient management plans - soil test results

No provision.

**R.C. 905.31**

Increases from three years to four years the amount of time that soil test results are valid for purposes of inclusion in a voluntary nutrient management plan approved by the AGR Director.

Executive

In House Finance

Fiscal effect: None.

**AGRCD11 Enforcement of Soil and Water Conservation Law**

**R.C. 939.07**

Expands the Attorney General's authority for seeking civil penalties for violations of any provision of the Soil and Water Conservation Law, rather than only rules adopted under that Law.

No provision.

**Fiscal effect: Potential increase in revenue deposited into the Agricultural Pollution Abatement Fund (Fund 5PM0). Civil penalties are not to exceed \$10,000 per violation.**

**AGRCD17 Advisory Council on Amusement Ride Safety**

No provision.

**R.C. 1711.52**

Requires the Advisory Council on Amusement Ride Safety to vote on whether to submit findings or recommendations to the AGR Director. Specifies that the Advisory Council may submit only those findings or recommendations that receive a majority vote.

No provision.

Removes an obsolete provision that required the Advisory Council to prepare and submit a report by December 31, 2006, concerning the Advisory Council's recommendations for alternative funding sources for the amusement ride safety program.

**Fiscal effect: None.**

Executive

In House Finance

**AGRCD2 Amusement ride and inspection fees**

**R.C. 1711.53**

Increases the permit fee for an amusement ride by \$75, from \$150 to \$225.

Increases by \$50 the annual inspection and reinspection fee per ride for kiddie rides (from \$100 to \$150), roller coasters (from \$1,200 to \$1,250), aerial lifts or bungee jumping facilities (from \$450 to \$500), and other rides (from \$160 to \$210).

Increases from \$105 to \$154 the maximum amount of the fee for the inspection and reinspection of inflatable rides that the Director of Agriculture may establish by rule.

**Fiscal effect: Increases the amount of revenue deposited into the Amusement Ride Inspection Fund (Fund 5780). Fund 5780 collected \$1.1 million in revenue in FY 2018.**

**R.C. 1711.53**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**AGRCD1 Wine tax revenue credited to the Ohio Grape Industries Fund**

**R.C. 4301.43**

Extends through June 30, 2021, the extra two cents per-gallon wine tax revenue that is credited to the Ohio Grape Industries Fund (Fund 4960).

**Fiscal effect: Maintains the current amount of wine tax revenue credited to DPF Fund 4960 through the FY 2020-FY2021 biennium to support marketing and production in the grape industry. Fund 4960 received approximately \$1.2 million from this portion of wine tax proceeds in FY 2018 and is estimated to receive about \$1.1 million in FY 2019. Receipts from the wine tax are otherwise credited to the GRF.**

**R.C. 4301.43**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

In House Finance

**AGRCD3                      Soil and Water Phosphorous Program**

**Section:    211.20**

Requires AGR to establish programs to assist in reducing total phosphorous and dissolved reactive phosphorus in the Western Lake Erie Basin and give priority to sub watersheds determined to be the highest in total phosphorus and dissolved reactive phosphorus nutrient loading.

Requires that GRF appropriation item 700417, Soil and Water Phosphorus Program, be used to support these programs established by AGR which may include but not be limited to the following: (1) equipment for subsurface placement of nutrients into the soil, (2) equipment for nutrient placement based on geographic information system data, (3) soil testing, (4) implementation of variable rate technology, (5) equipment implementing manure transformation and manure conversion technologies, (6) tributary monitoring, (7) water management and edge-of-field drainage management, and (8) an agricultural phosphorus reduction revolving loan program.

Requires that not more than 40% of GRF appropriation item 700417, Soil and Water Phosphorus Program, be used for any single activity.

**Section:    211.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**AGRCD4                      Dangerous and Restricted Wild Animals**

**Section:    211.20**

Requires that GRF appropriation item 700426, Dangerous and Restricted Animals, be used to administer the Dangerous and Restricted Wild Animal Permitting Program.

**Section:    211.20**

Same as the Executive.

Executive

In House Finance

**AGRCD5 County Agricultural Societies**

**Section: 211.20**

Requires that GRF appropriation item 700501, County Agricultural Societies, be used to reimburse county and independent agricultural societies for expenses related to Junior Fair activities.

**Section: 211.20**

Same as the Executive.

**AGRCD6 Western Lake Erie Basin earmarks**

**Section: 211.20**

Earmarks \$350,000 in each fiscal year from GRF appropriation item 700509, Soil and Water District Support, to be used by AGR for a program to support soil and water conservation districts in the Western Lake Erie Basin to comply with provisions of Sub. S.B. 1 of the 131st G.A. Specifies that a soil and water district's application for funding must demonstrate that the money will be used for but not limited to providing technical assistance, developing nutrient or manure management plans, hiring and training staff on best conservation practices, or other activities that assist farmers in the Western Lake Erie Basin comply with S.B. 1 of the 131st G.A.

**Section: 211.20**

Same as the Executive.

Earmarks \$3,500,000 in each fiscal year from GRF appropriation item 700509, Soil and Water District Support, to be used to support county soil and water conservation districts in the Western Lake Erie Basin for (1) staffing costs and (2) to assist in soil testing and nutrient management plan development, including manure transformation and manure conversion technologies, enhanced filter strips, water management, and other conservation support.

Same as the Executive.

Executive

In House Finance

**AGRCD7                      Soil and Water Districts**

**Section:    211.20**

Allows AGR, in addition to state payments to soil and water conservation districts authorized by RC 940.15, to use DPF Fund 5BV0 appropriation item 700661, Soil and Water Districts, to pay any soil and water conservation district an annual amount not to exceed \$40,000 upon receipt of request and justification from the district and approval by the Ohio Soil and Water Conservation Commission.

**Section:    211.20**

Same as the Executive.

**AGRCD8                      Clean Ohio Agricultural Easement Operating**

**Section:    211.20**

Requires CLF Fund 7057 appropriation item 700632, Clean Ohio Agricultural Easement Operating, to be used to administer the Clean Ohio Agricultural Easement Purchase Program under RC 901.21, 901.22, and 5301.67 to 5301.70.

**Section:    211.20**

Same as the Executive.

**AGRCD13                     H2Ohio Fund**

**Section:    211.20**

Requires that Fund 6H20 appropriation item 700670, H2Ohio, be used to support best management practices for farmers including but not limited to assistance with equipment purchases and soil testing.

Allows Fund 6H20 appropriation item 700670, H2Ohio, to be used to fund improvements and protection of state waterways in support of water quality priorities and management in accordance with R.C. 126.60.

**Section:    211.20**

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

---

Allows the AGR Director, on July 1, 2020, or as soon as possible thereafter, to certify to the OBM Director an amount up to the unexpended, unencumbered balance of the foregoing appropriation item, 700670, H2Ohio, at the end of FY 2020 to be reappropriated to the same appropriation item for FY 2021.

Same as the Executive.

Executive

In House Finance

**OBMCD44            FY 2019 GRF ending balance**

**Section:    513.10**

Requires the Director of OBM to determine the GRF surplus revenue that existed on June 30, 2019, and transfer cash, up to the actual surplus revenue amount, from the GRF as follows:

- (1) Up to \$10 million to the Targeted Addiction Program Fund (Fund 5TZ0)
- (2) Up to \$31 million to the Statewide Treatment and Prevention Fund (Fund 4750)
- (3) Up to \$100 million to the H2Ohio Fund (Fund 6H20)
- (4) No provision.
- (5) Up to \$5 million to the Books from Birth Fund (Fund 5VJ0)
- (6) Up to \$25 million to the State Park Fund (Fund 5120)
- (7) Up to \$25 million to the Emergency Purposes Fund (Fund 5KM0)
- (8) Up to \$25 million to the Disaster Services Fund (Fund 5E20)
- (9) Up to \$2 million to the Ohio Public Health Priorities Fund (Fund L087)

**Section:    513.10**

Same as the Executive, but requires the first \$285 million of surplus revenue to remain in the GRF prior to any transfers and also makes the following transfer changes:

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Same as the Executive, but reduces the amount to \$86,000,000.
- (4) Up to \$20 million to the School Bus Purchase Fund (Fund 5VU0)
- (5) Same as the Executive.
- (6) Same as the Executive, but subjects the transfer to Controlling Board approval.
- (7) Same as the Executive.
- (8) Same as the Executive.
- (9) Same as the Executive.

**Executive**

**In House Finance**

(10) Up to \$19 million to the Tobacco Use Prevention Fund (Fund 5BX0)

(10) Same as the Executive.

(11) Up to \$6.9 million to the Economic Development Programs Fund (Fund 5JC0)

(11) Same as the Executive.

(13) No provision.

(12) An amount to the Budget Stabilization Fund (Fund 7013) to bring the balance of the fund to 8.5% of FY 2019 GRF revenue.

(13) Remaining surplus cash to the H2Ohio Fund (Fund 6H20)

(13) Same as the Executive.

**OBMCD56**

**FY 2020 and FY 2021 GRF ending balances**

**Section: 513.20**

Requires the Director of OBM to determine the GRF surplus revenue that existed on June 30, 2020, and transfer cash, on July 1, 2020, in an amount equal to the actual surplus revenue amount, from the GRF to the H2Ohio Fund (Fund 6H20).

Authorizes the Controlling Board, in FY 2021, to increase or establish appropriations from Fund 6H20 for certain state agencies or boards in amounts necessary to support the statewide water protection vision and strategy in that year.

Requires the Director of OBM to determine the GRF surplus revenue that existed on June 30, 2021, and transfer cash, on July 1, 2021, in an amount equal to the actual surplus revenue amount, from the GRF to the H2Ohio Fund (Fund 6H20).

**Section: 513.20**

Replaces the Executive provision with one that requires the whole amount of the GRF cash balance as of June 30, 2020 to remain in the GRF.

No provision.

Executive

In House Finance

**OBMCD58 Utility Radiological Safety Board assessments**

**Section: 514.10**

Specifies the maximum amounts, unless the agency and nuclear electric utility mutually agree to a higher amount by contract, that may be assessed against nuclear electric utilities under RC 4937.05 (B) (2) and deposited into the following funds:

\$97,610 in FY 2020 and \$101,130 in FY 2021 to the Utility Radiological Safety Fund (Fund 4E40) used by the Department of Agriculture;

\$1,300,000 in each of FY 2020 and FY 2021 to the Radiation Emergency Response Fund (Fund 6100) used by the Department of Health;

\$276,500 in FY 2020 and \$278,500 in FY 2021 to the ER Radiological Safety Fund (Fund 6440) used by the Environmental Protection Agency; and

\$1,258,624 in each of FY 2020 and FY 2021 to the Emergency Response Plan Fund (Fund 6570) used by the Department of Public Safety.

**Section: 514.10**

Same as the Executive.

Executive

In House Finance

**EPACD1                      Extension of sunset of fees on the transfer or disposal of solid wastes**

**R.C.                      3734.57**

Extends for two years, from June 30, 2020 to June 30, 2022, the sunset of fees levied on the transfer or disposal of solid wastes. (A total of \$4.75 in state fees is levied on each ton of solid waste disposed of or transferred in Ohio and then used for administering the hazardous waste (90¢), solid waste (75¢), and other OEPA programs (\$2.85), and for soil and water conservation districts (25¢)).

**Fiscal effect: The fee extensions will continue annual revenues totaling \$64.5 million credited for the Ohio EPA's use as follows: \$40.9 million for the Environmental Protection Fund (Fund 5BC0), \$10.4 million for the Solid Waste Fund (Fund 4K30), \$10.2 million for the Hazardous Waste Clean-Up Fund (Fund 5050), and \$3.0 million for the Hazardous Waste Facility Management Fund (Fund 5030). Additionally, \$3.5 million credited annually to the Soil and Water Conservation District Assistance Fund (Fund 5BV0) and used by the Department of Agriculture is retained.**

**R.C.                      3734.57**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**EPACD2                      Extension of sunset on fees on the sale of tires**

**R.C.                      3734.901**

Extends for two years, from June 30, 2020 to June 30, 2022, the sunset of both: (1) a base fee of 50¢ per tire levied on the sale of tires to assist in the cleanup of scrap tires, and (2) an additional fee of 50¢ per tire levied to assist soil and water conservation districts.

**R.C.                      3734.901**

Same as the Executive.

Executive

In House Finance

---

Fiscal effect: The fee extensions preserve annual revenues totaling \$3.8 million for the Scrap Tire Management Fund (Fund 4R50) used by the Ohio EPA, and \$3.8 million for the Soil and Water Conservation District Assistance Fund (Fund 5BV0) used by the Department of Agriculture.

---

Fiscal effect: Same as the Executive.

Executive

In House Finance

**DOHCD27 Sanitarian and sanitarian in training law**

**R.C. 4736.01, 4736.02, 4736.03, 4736.07-4736.09, 4736.11, 4736.13-4736.15, 4736.17, 4736.18 (all renumbered in R.C. 3722.), 4736.05-4736.06 (repealed), 4736.10 (repealed), 4736.12 (repealed), and Section 747.10**

Recodifies Chapter 4736. of the Revised Code, the law governing sanitarians and sanitarians in training, in Chapter 3722. of the Revised Code and reorganizes that law.

No provision.

Removes all statutorily imposed registration, registration renewal, and examination fees for sanitarians and sanitarians in training, and instead requires the Director of ODH to adopt rules that establish the fees. Specifies that any sanitarian or sanitarian in training fee imposed under R.C. 4736.12 as that section existed on January 1, 2019 must remain in effect until the Director of DOH adopts rules establishing new fees.

No provision.

Removes the following laws from the list of laws requiring enforcement and regulation by a sanitarian or sanitarian in training: garbage scavengers, sanitary plants, youth sports organizations and concussion protocols, rabies control, naloxone protocols, and blood borne infectious disease prevention programs.

No provision.

Requires a Department of Agriculture employee who administers and enforces the laws governing food processing establishments and a board of health employee who administers and enforces the laws governing tattooing and body piercing or rabies from dog bites to register as a sanitarian or sanitarian in training.

No provision.

Executive

In House Finance

Specifies that the Director of ODH may appoint Sanitarian Advisory Board members without having to get the advice and consent of the Senate as is required in current law.

No provision.

Prohibits a person who is not a registered sanitarian in training from representing oneself as a registered sanitarian in training.

No provision.

Eliminates provisions of law that require the Director of ODH to do the following:

No provision.

(1) Annually prepare a list of the names and address of every person registered as a sanitarian and sanitarian in training and a list of every person whose registration has been suspended or revoked within the previous year;

(1) No provision.

(2) Be responsible for preparing the sanitarian and sanitarian in training registration examination;

(2) No provision.

(3) Provide, annually and when requested, to each registered sanitarian a list of courses approved by the Director of ODH as satisfying the continuing education program; and

(3) No provision.

(4) Designate a serial number for each certificate of registration.

(4) No provision.

Requires, instead of authorizes, the Director of ODH to administer an examination for a sanitarian in training applicant and requires registered sanitarians in training to complete an annual continuing education program.

No provision.

Removes a provision of law that prohibits the examination from disclosing the name of the applicant.

No provision.

Specifies that the Director may use materials prepared by recognized examination entities, rather than examination agencies.

No provision.

Executive

In House Finance

Decreases, from one year to sixty days, the amount of time a sanitarian applicant or sanitarian in training applicant may renew a certificate to practice prior to the date of expiration.

No provision.

Requires the Director to issue certificates of registration to practice in January and July of each year.

No provision.

**Fiscal effect: None. ODH expects that the fees established in rules will be the same as the fees currently in statute.**