

As Passed by the Senate

132nd General Assembly

Regular Session

2017-2018

Sub. H. B. No. 225

Representative Thompson

Cosponsors: Representatives Hambley, Householder, Stein, Brenner, Riedel, Dean, Schaffer, Seitz, Keller, Edwards, Greenspan, Patterson, Goodman, Wiggam, Retherford, Ginter, Barnes, Young, Romanchuk, Landis, Kick, Patton, Faber, West, Bocchieri, Hagan, O'Brien, Gavarone, Anielski, Antonio, Arndt, Boyd, Carfagna, Craig, Green, Holmes, Hoops, Johnson, Kent, Lang, LaTourette, Lepore-Hagan, Manning, Miller, Pelanda, Reineke, Roegner, Rogers, Ryan, Schuring, Sheehy, Slaby, Smith, K., Smith, R., Sprague, Sweeney, Vitale

Senators Gardner, Hoagland, LaRose, Balderson, Burke, Coley, Dolan, Eklund, Hackett, Hottinger, Huffman, Jordan, Kunze, Lehner, Obhof, O'Brien, Oelslager, Peterson, Schiavoni, Tavares, Terhar, Thomas, Williams, Yuko

A BILL

To amend sections 1509.071, 1509.13, 1509.151, and 1509.34 of the Revised Code and to amend Section 343.10 of Am. Sub. H.B. 49 of the 132nd General Assembly to modify the law governing idle and orphaned oil and gas wells and to make additional appropriations.

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

Section 1. That sections 1509.071, 1509.13, 1509.151, and 1509.34 of the Revised Code be amended to read as follows:

Sec. 1509.071. (A) When the chief of the division of oil and gas resources management finds that an owner has failed to comply with a final nonappealable order issued or compliance

agreement entered into under section 1509.04, the restoration 12
requirements of section 1509.072, plugging requirements of 13
section 1509.12, or permit provisions of section 1509.13 of the 14
Revised Code, or rules and orders relating thereto, the chief 15
shall make a finding of that fact and declare any surety bond 16
filed to ensure compliance with those sections and rules 17
forfeited in the amount set by rule of the chief. The chief 18
thereupon shall certify the total forfeiture to the attorney 19
general, who shall proceed to collect the amount of the 20
forfeiture. In addition, the chief may require an owner, 21
operator, producer, or other person who forfeited a surety bond 22
to post a new surety bond in the amount of fifteen thousand 23
dollars for a single well, thirty thousand dollars for two 24
wells, or fifty thousand dollars for three or more wells. 25

In lieu of total forfeiture, the surety or owner, at the 26
surety's or owner's option, may cause the well to be properly 27
plugged and abandoned and the area properly restored or pay to 28
the treasurer of state the cost of plugging and abandonment. 29

(B) (1) All moneys collected because of forfeitures of 30
bonds as provided in this section shall be deposited in the 31
state treasury to the credit of the oil and gas well fund 32
created in section 1509.02 of the Revised Code. 33

~~The~~ For purposes of promoting the competent management and 34
conservation of the state's oil and natural gas resources and 35
the proper and lawful plugging of historic oil and gas wells for 36
which there is no known responsible owner, the chief annually 37
shall spend not less than ~~fourteen~~ thirty per cent of the 38
revenue credited to the oil and gas well fund during the 39
previous fiscal year for both of the following purposes: 40

~~(1)~~ (a) In accordance with division ~~(D)~~ (E) of this 41

section, to plug idle and orphaned wells or to restore the land surface properly as required in section 1509.072 of the Revised Code;

~~(2)~~ (b) In accordance with division ~~(E)~~ (F) of this section, to correct conditions that the chief reasonably has determined are causing imminent health or safety risks at an idle and orphaned well or a well for which the owner cannot be contacted in order to initiate a corrective action within a reasonable period of time as determined by the chief.

(2) Expenditures from the fund shall be made only for lawful purposes. In addition, expenditures from the fund shall not be made to purchase real property or to remove a dwelling in order to access a well.

The director of budget and management, in consultation with the chief, shall establish an accounting code for purposes of tracking expenditures made as required under this division.

(C) (1) If a landowner discovers an idle and orphaned well or abandoned well on the landowner's real property and the landowner is not the owner of the well, the landowner may report the existence of the well in writing to the chief.

(2) If the chief receives a written report from a landowner of the existence of an idle and orphaned well, the chief shall inspect the well not later than thirty days after the date of receipt of the landowner's report.

(3) The chief shall establish a scoring matrix for use in determining the priority of plugging wells or restoring land surfaces at idle and orphaned well sites for purposes of this section. The matrix shall include a classification system that categorizes idle and orphaned wells as distressed-high priority,

moderate-medium priority, and maintenance-low priority. 71

(4) The chief shall use the matrix developed under 72
division (C) (3) of this section to prioritize plugging and land 73
restoration projects under this section. 74

(D) (1) Upon determining that the owner of a well has 75
failed to properly plug and abandon it or to properly restore 76
the land surface at the well site in compliance with the 77
applicable requirements of this chapter and applicable rules 78
adopted and orders issued under it or that a well is an 79
abandoned idle and orphaned well for which no funds are 80
available to plug the well in accordance with this chapter, the 81
chief shall do all of the following: 82

(a) ~~Determine~~ Make a reasonable attempt to determine 83
from the records in the office of the county recorder of the county 84
in which the well is located the identity of the current owner 85
of the land on which the well is located, ~~the identity of the~~ 86
~~owner of the oil or gas lease under which the well was drilled~~ 87
~~or~~ the identity of each person owning an a right or interest in 88
the ~~lease~~ oil or gas mineral interests, and the identities of 89
the persons having ~~legal title to, or~~ a lien upon, any of the 90
equipment appurtenant to the well~~.~~ For purposes of division (D) 91
(1) (a) of this section, the chief is not required to review 92
records in the office of the county recorder that are older than 93
forty years from the date on which the chief made the 94
determination that the well is an idle and orphaned well. 95

(b) Mail notice to the owner of the land on which the well 96
is located informing the landowner that the well is to be 97
plugged. If the owner of the oil or gas lease under which the 98
well was drilled is different from the owner of the well or if 99
any persons other than the owner of the well own interests in 100

~~the lease, the chief also shall mail notice that the well is to~~ 101
~~be plugged to the owner of the lease or to each person owning an~~ 102
~~interest in the lease, as appropriate. each person identified in~~ 103
~~division (D) (1) (a) of this section;~~ 104

(c) ~~Mail~~Include in the notice to each person having ~~legal~~ 105
~~title to, or a lien upon,~~ any equipment appurtenant to the well, 106
a statement informing the person that the well is to be plugged 107
and offering the person the opportunity to ~~plug the well and~~ 108
~~restore the land surface at~~ remove that equipment from the well 109
site at the person's own expense in order to avoid forfeiture of 110
the equipment to this state; 111

(d) Publish notice in a newspaper of general circulation 112
in the county where the well is located that the well is to be 113
plugged. 114

(2) If ~~none~~ the current address of a person identified in 115
division (D) (1) (a) of this section cannot be determined, or if a 116
notice provided by mail to a person under division (D) (1) (b) of 117
this section is returned undeliverable, the notice published 118
under division (D) (1) (d) of this section constitutes sufficient 119
notice to the person. 120

(3) If none of the persons described in division ~~(C) (1) (e)~~ 121
(D) (1) (a) of this section ~~plugs~~ removes equipment from the well 122
within ~~sixty~~ thirty days after the mailing of the notice 123
~~required by that division or publication in a newspaper of~~ 124
general circulation, whichever is later, all equipment 125
appurtenant to the well is hereby declared to be forfeited to 126
this state without compensation and without the necessity for 127
any action by the state for use to defray the cost of plugging 128
~~and abandoning~~ the well and restoring the land surface at the 129
well site. 130

~~(D) Expenditures~~ (E) The chief may expend money from the 131
oil and gas well fund for the purpose of division (B) (1) (a) of 132
this section, and such expenditures shall be made in accordance 133
with either of the following: 134

(1) The chief may make expenditures ~~may be made~~ pursuant 135
to contracts entered into by either the chief or another agency 136
of the state with persons who agree to furnish all of the 137
materials, equipment, work, and labor as specified and provided 138
in such a contract for activities associated with the 139
restoration or plugging of a well as determined by the chief. If 140
another agency of the state enters into the contract, the chief 141
shall prepare the scope of work for the restoration or plugging 142
of the well. The activities may include excavation to uncover a 143
well, geophysical methods to locate a buried well when clear 144
evidence of leakage from the well exists, cleanout of wellbores 145
to remove material from a failed ~~plugging of a plugged~~ well, 146
plugging operations, installation of vault and vent systems, 147
including associated engineering certifications and permits, 148
restoration of property, and repair of damage to property that 149
is caused by such activities. ~~Expenditures~~ The chief shall not 150
~~be used~~ make expenditures for salaries, maintenance, equipment, 151
or other administrative purposes, except for costs directly 152
attributed to the plugging of an idle and orphaned well. Agents 153
or employees of persons contracting with the chief for a 154
restoration or plugging project may enter upon any land, public 155
or private, on which the well is located for the purpose of 156
performing the work. Prior to such entry, the chief shall give 157
to the following persons written notice of the existence of a 158
contract for a project to restore a location or plug a well, the 159
names of the persons with whom the contract is made, and the 160
date that the project will commence: the owner of the well, the 161

owner of the land upon which the well is located, ~~the owner or~~ 162
~~agents of adjoining land,~~ and, if the well is located in the 163
same township as or in a township adjacent to the excavations 164
and workings of a mine and the owner or lessee of that mine has 165
provided written notice identifying those townships to the chief 166
at any time during the immediately preceding three years, the 167
owner or lessee of the mine. The chief may include in the notice 168
to the owner or lessee of the mine additional information, such 169
as authorization to plug an idle and orphaned well under section 170
1509.151 of the Revised Code. 171

(2) (a) The owner of the land on which a well is located 172
who has received notice under division ~~(C)~~ (D) (1) (b) of this 173
section may plug the well and be reimbursed by the division of 174
oil and gas resources management for the reasonable cost of 175
plugging the well. In order to plug the well, the landowner 176
shall submit an application to the chief on a form prescribed by 177
the chief and approved by the technical advisory council on oil 178
and gas created in section 1509.38 of the Revised Code. The 179
application, at a minimum, shall require the landowner to 180
provide the same information as is required to be included in 181
the application for a permit to plug and abandon under section 182
1509.13 of the Revised Code. The application shall be 183
accompanied by a copy of a proposed contract to plug the well 184
prepared by a contractor regularly engaged in the business of 185
plugging oil and gas wells. The proposed contract shall require 186
the contractor to furnish all of the materials, equipment, work, 187
and labor necessary to plug the well properly and shall specify 188
the price for doing the work, including a credit for the 189
equipment appurtenant to the well that was forfeited to the 190
state through the operation of division ~~(C) (2)~~ (D) (3) of this 191
section. The contractor shall be insured and bonded. 192

Expenditures under division ~~(D)~~(E)(2) (a) of this section shall 193
be consistent with the expenditures for activities described in 194
division ~~(D)~~(E)(1) of this section. ~~The application also shall~~ 195
~~be accompanied by the permit fee required by section 1509.13 of~~ 196
~~the Revised Code unless the chief, in the chief's discretion,~~ 197
~~waives payment of the permit fee.~~ The application constitutes an 198
application for a permit to plug ~~and abandon~~ the well for the 199
purposes of section 1509.13 of the Revised Code and the 200
applicant is not required to submit the fee otherwise required 201
under that section. 202

(b) Within thirty days after receiving an application and 203
accompanying proposed contract under division ~~(D)~~(E)(2) (a) of 204
this section, the chief shall determine whether the plugging 205
would comply with the applicable requirements of this chapter 206
and applicable rules adopted and orders issued under it and 207
whether the cost of the plugging under the proposed contract is 208
reasonable. If the chief determines that the proposed plugging 209
would comply with those requirements and that the proposed cost 210
of the plugging is reasonable, the chief shall notify the 211
landowner of that determination and issue to the landowner a 212
permit to plug ~~and abandon~~ the well under section 1509.13 of the 213
Revised Code. Upon approval of the application and proposed 214
contract, the ~~chief shall transfer~~ ownership of the equipment 215
appurtenant to the well is transferred to the landowner. The 216
chief may disapprove an application submitted under division ~~(D)~~ 217
~~(E)~~(2) (a) of this section if the chief determines that the 218
proposed plugging would not comply with the applicable 219
requirements of this chapter and applicable rules adopted and 220
orders issued under it, that the cost of the plugging under the 221
proposed contract is unreasonable, or that the proposed contract 222
is not a bona fide, arm's length contract. 223

(c) After receiving the chief's notice of the approval of 224
the application and permit to plug and abandon a well under 225
division ~~(D)~~(E)(2) (b) of this section, the landowner shall enter 226
into the proposed contract to plug the well. 227

(d) Upon determining that the plugging has been completed 228
in compliance with the applicable requirements of this chapter 229
and applicable rules adopted and orders issued under it, the 230
chief shall ~~reimburse the landowner~~ pay the contractor for the 231
cost of the plugging and restoration as set forth in the 232
proposed contract approved by the chief. The ~~reimbursement~~ 233
payment shall be paid from the oil and gas well fund. If the 234
chief determines that the plugging was not completed in 235
accordance with the applicable requirements, the chief shall not 236
~~reimburse~~ pay the landowner contractor for the cost of the 237
plugging, and the landowner or the contractor, as applicable, 238
promptly shall transfer back to this state title to and 239
possession of the equipment appurtenant to the well that 240
previously was transferred to the landowner under division ~~(D)~~ 241
(E)(2) (b) of this section. If any such equipment was removed 242
from the well during the plugging and sold, the landowner shall 243
pay to the chief the proceeds from the sale of the equipment, 244
and the chief promptly shall pay the moneys so received to the 245
treasurer of state for deposit into the oil and gas well fund. 246

The chief may establish an annual limit on the number of 247
wells that may be plugged under division ~~(D)~~(E)(2) of this 248
section or an annual limit on the expenditures to be made under 249
that division. The chief may reject an application submitted 250
under division (E)(2) of this section if the chief determines 251
that the plugging of other wells take priority. 252

As used in division ~~(D)~~(E)(2) of this section, "plug" and 253

"plugging" include the plugging of the well, installation of a vault and vent, restoration, and the restoration of the land surface disturbed by the plugging.

~~(E)~~ (F) (1) Expenditures from the oil and gas well fund for the purpose of division (B) ~~(2)~~ (1) (b) of this section may be made pursuant to contracts entered into by either the chief or another agency of the state with persons who agree to furnish all of the materials, equipment, work, and labor as specified and provided in such a contract. The competitive bidding requirements of Chapter 153. of the Revised Code do not apply if the chief reasonably determines that ~~an emergency a~~ situation exists requiring immediate action for the correction of the applicable health or safety risk. A contract or purchase of materials for purposes of addressing the emergency situation is not subject to division (B) of section 127.16 of the Revised Code. The chief, designated representatives of the chief, and agents or employees of persons contracting with the chief under this division may enter upon any land, public or private, for the purpose of performing the work.

~~(F)~~ (2) The chief shall issue an order that requires the owner of a well to pay the actual documented costs of a corrective action that is described in division (B) (1) (b) of this section concerning the well. The chief shall transmit the money so recovered to the treasurer of state who shall deposit the money in the state treasury to the credit of the oil and gas well fund.

(G) Contracts entered into by either the chief or another agency of the state under this section are not subject to any of the following:

(1) Chapter 4115. of the Revised Code;

(2) Section 153.54 of the Revised Code, ~~except that the~~ 284
~~contractor shall obtain and provide to the chief as a bid~~ 285
~~guaranty a surety bond or letter of credit in an amount equal to~~ 286
~~ten per cent of the amount of the contract;~~ 287

(3) Section 4733.17 of the Revised Code. 288

~~(C)~~ (H) The owner of land on which a well is located who 289
has received notice under division ~~(C)~~ (D) (1) (b) of this section, 290
in lieu of plugging the well in accordance with division ~~(D)~~ (E) 291
(2) of this section, may cause ownership of the well to be 292
transferred to an owner who is lawfully doing business in this 293
state and who has met the financial responsibility requirements 294
established under section 1509.07 of the Revised Code, subject 295
to the approval of the chief. The transfer of ownership also 296
shall be subject to the landowner's filing the appropriate forms 297
required under section 1509.31 of the Revised Code and providing 298
to the chief sufficient information to demonstrate the 299
landowner's or owner's right to produce a formation or 300
formations. That information may include a deed, a lease, or 301
other documentation of ownership or property rights. 302

The chief shall approve or disapprove by order the 303
transfer of ownership of the well. If the chief approves the 304
transfer, the owner is responsible for operating the well in 305
accordance with this chapter and rules adopted under it, 306
including, without limitation, all of the following: 307

(1) Filing an application with the chief under section 308
1509.06 of the Revised Code if the owner intends to drill deeper 309
or produce a formation that is not listed in the records of the 310
division for that well; 311

(2) Taking title to and possession of the equipment 312

appurtenant to the well that has been identified by the chief as 313
having been abandoned by the former owner; 314

(3) Complying with all applicable requirements that are 315
necessary to drill deeper, plug the well, or plug back the well. 316

~~(H) The chief shall issue an order that requires the owner 317
of a well to pay the actual documented costs of a corrective 318
action that is described in division (B) (2) of this section 319
concerning the well. The chief shall transmit the money so 320
recovered to the treasurer of state who shall deposit the money 321
in the state treasury to the credit of the oil and gas well 322
fund. 323~~

(I) The chief may engage in cooperative projects under 324
this section with any agency of this state, another state, or 325
the United States; any other governmental agencies; or any state 326
university or college as defined in section 3345.27 of the 327
Revised Code. A contract entered into for purposes of a 328
cooperative project is not subject to division (B) of section 329
127.16 of the Revised Code. 330

(J) (1) On or before the close of each calendar quarter, 331
the chief shall submit a written report to the technical 332
advisory council established under section 1509.38 of the 333
Revised Code describing the efforts of the division of oil and 334
gas resources management to plug idle and orphaned wells during 335
the immediately preceding calendar quarter. The chief also shall 336
include in the report all of the following information: 337

(a) The total number of known idle and orphaned wells in 338
the state and the total number in each county of the state; 339

(b) The total number of newly discovered idle and orphaned 340
wells during the immediately preceding calendar quarter; 341

(c) The total number of wells plugged in accordance with 342
this section during the immediately preceding calendar quarter; 343

(d) The total number of wells plugged in accordance with 344
this section and the estimated average and indirect costs of 345
plugging activities conducted under this section prior to the 346
date of the report; 347

(e) The number of wells approved for plugging in 348
accordance with this section and the estimated average and 349
indirect costs of plugging activities conducted under this 350
section during the immediately preceding calendar quarter. 351

(2) Not later than the thirty-first day of March of each 352
year, the chief and the technical advisory council shall jointly 353
provide a report containing, at a minimum, the information 354
required to be included in the quarterly reports during the 355
previous one-year period to all of the following: 356

(a) The speaker of the house of representatives; 357

(b) The president of the senate; 358

(c) The chair of the committee of the house of 359
representatives responsible for energy and natural resources 360
issues; 361

(d) The chair of the committee of the senate responsible 362
for energy and natural resources issues. 363

Sec. 1509.13. (A) No person shall plug and abandon a well 364
without having a permit to do so issued by the chief of the 365
division of oil and gas resources management. The permit shall 366
be issued by the chief in accordance with this chapter and shall 367
be valid for a period of twenty-four months from the date of 368
issue. 369

(B) Application by the owner for a permit to plug and abandon shall be filed as many days in advance as will be necessary for an oil and gas resources inspector or, if the well is located in a coal bearing township, both a deputy mine inspector and an oil and gas resources inspector to be present at the plugging. The application shall be filed with the chief upon a form that the chief prescribes and shall contain the following information:

(1) The name and address of the owner;

(2) The signature of the owner or the owner's authorized agent. When an authorized agent signs an application, it shall be accompanied by a certified copy of the appointment as that agent.

(3) The location of the well identified by section or lot number, city, village, township, and county;

(4) Designation of well by name and number;

(5) The total depth of the well to be plugged;

(6) The date and amount of last production from the well;

(7) Other data that the chief may require.

(C) ~~If~~ Except as otherwise provided in division (E) (2) (a) of section 1509.071 of the Revised Code, if oil or gas has been produced from the well, the application shall be accompanied by a fee of two hundred fifty dollars. If a well has been drilled in accordance with law and the permit is still valid, the permit holder may receive approval to plug the well from an oil and gas resources inspector so that the well can be plugged and abandoned without undue delay. Unless waived by an oil and gas resources inspector, the owner of a well or the owner's

authorized representative shall notify an oil and gas resources 398
inspector at least twenty-four hours prior to the commencement 399
of the plugging of a well. No well shall be plugged and 400
abandoned without an oil and gas resources inspector present 401
unless permission has been granted by the chief. The owner of a 402
well that has produced oil or gas shall give written notice at 403
the same time to the owner of the land upon which the well is 404
located and to all lessors that receive gas from the well 405
pursuant to a lease agreement. If the well penetrates or passes 406
within one hundred feet of the excavations and workings of a 407
mine, the owner of the well shall give written notice to the 408
owner or lessee of that mine, of the well owner's intention to 409
abandon the well and of the time when the well owner will be 410
prepared to commence plugging it. 411

(D) An applicant may file a request with the chief for 412
expedited review of an application for a permit to plug and 413
abandon a well. The chief may refuse to accept a request for 414
expedited review if, in the chief's judgment, acceptance of the 415
request will prevent the issuance, within twenty-one days of 416
filing, of permits for which applications filed under section 417
1509.06 of the Revised Code are pending. In addition to a 418
complete application for a permit that meets the requirements of 419
this section and the permit fee prescribed by this section, if 420
applicable, a request shall be accompanied by a nonrefundable 421
filing fee of five hundred dollars unless the chief has ordered 422
the applicant to plug and abandon the well. When a request for 423
expedited review is filed, the chief shall immediately begin to 424
process the application and shall issue a permit within seven 425
days of the filing of the request unless the chief, by order, 426
denies the application. 427

(E) This section does not apply to a well plugged or 428

abandoned in compliance with section 1571.05 of the Revised Code. 429
430

Sec. 1509.151. If a mine operator is about to encounter or 431
encounters an ~~abandoned~~ idle and orphaned well whose existence 432
is detrimental to the mining operation, the mine operator may 433
plug the well at his own expense in accordance with ~~all statutes~~ 434
~~and rules governing the plugging of abandoned wells that apply~~ 435
~~to any plugging under this section~~ chapter and rules adopted 436
under it. 437

Sec. 1509.34. (A) (1) If an owner fails to pay the fees 438
imposed by this chapter, or if the chief of the division of oil 439
and gas resources management incurs costs under division ~~(E)~~ (F) 440
of section 1509.071 of the Revised Code to correct conditions 441
associated with the owner's well that the chief reasonably has 442
determined are causing imminent health or safety risks, the 443
division of oil and gas resources management shall have a 444
priority lien against that owner's interest in the applicable 445
well in front of all other creditors for the amount of any such 446
unpaid fees and costs incurred. The chief shall file a statement 447
in the office of the county recorder of the county in which the 448
applicable well is located of the amount of the unpaid fees and 449
costs incurred as described in this division. The statement 450
shall constitute a lien on the owner's interest in the well as 451
of the date of the filing. The lien shall remain in force so 452
long as any portion of the lien remains unpaid or until the 453
chief issues a certificate of release of the lien. If the chief 454
issues a certificate of release of the lien, the chief shall 455
file the certificate of release in the office of the applicable 456
county recorder. 457

(2) A lien imposed under division (A) (1) of this section 458

shall be in addition to any lien imposed by the attorney general 459
for failure to pay the assessment imposed by section 1509.50 of 460
the Revised Code or the tax levied under division (A) (5) or (6) 461
of section 5749.02 of the Revised Code, as applicable. 462

(3) If the attorney general cannot collect from a severer 463
or an owner for an outstanding balance of amounts due under 464
section 1509.50 of the Revised Code or of unpaid taxes levied 465
under division (A) (5) or (6) of section 5749.02 of the Revised 466
Code, as applicable, the tax commissioner may request the chief 467
to impose a priority lien against the owner's interest in the 468
applicable well. Such a lien has priority in front of all other 469
creditors. 470

(B) The chief promptly shall issue a certificate of 471
release of a lien under either of the following circumstances: 472

(1) Upon the repayment in full of the amount of unpaid 473
fees imposed by this chapter or costs incurred by the chief 474
under division ~~(E)~~ (F) of section 1509.071 of the Revised Code 475
to correct conditions associated with the owner's well that the 476
chief reasonably has determined are causing imminent health or 477
safety risks; 478

(2) Any other circumstance that the chief determines to be 479
in the best interests of the state. 480

(C) The chief may modify the amount of a lien under this 481
section. If the chief modifies a lien, the chief shall file a 482
statement in the office of the county recorder of the applicable 483
county of the new amount of the lien. 484

(D) An owner regarding which the division has recorded a 485
lien against the owner's interest in a well in accordance with 486
this section shall not transfer a well, lease, or mineral rights 487

to another owner or person until the chief issues a certificate 488
of release for each lien against the owner's interest in the 489
well. 490

(E) All money from the collection of liens under this 491
section shall be deposited in the state treasury to the credit 492
of the oil and gas well fund created in section 1509.02 of the 493
Revised Code. 494

Section 2. That existing sections 1509.071, 1509.13, 495
1509.151, and 1509.34 of the Revised Code are hereby repealed. 496

Section 3. That Section 343.10 of Am. Sub. H.B. 49 of the 497
132nd General Assembly be amended to read as follows: 498

Sec. 343.10. DNR DEPARTMENT OF NATURAL RESOURCES 499
General Revenue Fund 500

GRF 725401 Division of 501
Wildlife-Operating 502

Subsidy \$ 1,773,000 \$ 1,773,000 503

GRF 725413 Parks and Recreational 504
Facilities Lease Rental 505

Bond Payments \$ 38,210,500 \$ 44,046,500 506

GRF 725456 Canal Lands \$ 130,950 \$ 130,950 507

GRF 725505 Healthy Lake Erie 508
Program \$ 800,000 \$ 1,000,000 509

GRF 725507 Coal and Mine Safety 510
Programs \$ 2,773,178 \$ 2,773,178 511

| | | | | | |
|-----------|--------|------------------------------|----------------|----------------|-----|
| GRF | 725903 | Natural Resources | | | 512 |
| | | General Obligation Bond | | | 513 |
| | | Debt Service | \$ 25,450,300 | \$ 19,317,800 | 514 |
| GRF | 727321 | Division of Forestry | \$ 2,672,919 | \$ 4,612,919 | 515 |
| GRF | 729321 | Office of Information | | | 516 |
| | | Technology | \$ 179,750 | \$ 179,750 | 517 |
| GRF | 730321 | Parks and Recreation | \$ 30,579,551 | \$ 30,596,130 | 518 |
| GRF | 736321 | Division of | | | 519 |
| | | Engineering | \$ 2,034,175 | \$ 2,017,848 | 520 |
| GRF | 737321 | Division of Water | | | 521 |
| | | Resources | \$ 946,530 | \$ 1,183,161 | 522 |
| GRF | 738321 | Office of Real Estate | | | 523 |
| | | and Land Management | \$ 720,175 | \$ 720,175 | 524 |
| GRF | 741321 | Division of Natural | | | 525 |
| | | Areas and Preserves | \$ 986,149 | \$ 1,232,686 | 526 |
| TOTAL GRF | | General Revenue Fund | \$ 107,257,177 | \$ 109,584,097 | 527 |
| | | Dedicated Purpose Fund Group | | | 528 |
| 2270 | 725406 | Parks Projects | | | 529 |
| | | Personnel | \$ 850,000 | \$ 900,000 | 530 |
| 4300 | 725671 | Canal Lands | \$ 924,919 | \$ 927,128 | 531 |
| 4S90 | 725622 | NatureWorks Personnel | \$ 800,000 | \$ 800,000 | 532 |
| 4U60 | 725668 | Scenic Rivers | | | 533 |

| | | | | | |
|------|--------|------------------------|---------------|-------------------------|-----|
| | | Protection | \$ 100,000 | \$ 100,000 | 534 |
| 5090 | 725602 | State Forest | \$ 9,695,418 | \$ 8,009,525 | 535 |
| 5110 | 725646 | Ohio Geological | | | 536 |
| | | Mapping | \$ 3,922,925 | \$ 3,818,039 | 537 |
| 5120 | 725605 | State Parks Operations | \$ 31,000,000 | \$ 31,000,000 | 538 |
| 5140 | 725606 | Lake Erie Shoreline | \$ 2,125,649 | \$ 1,681,699 | 539 |
| 5160 | 725620 | Water Management | \$ 2,864,291 | \$ 2,878,291 | 540 |
| 5180 | 725643 | Oil and Gas Regulation | | | 541 |
| | | and Safety | \$ 19,444,876 | \$ 19,444,876 | 542 |
| 5180 | 725677 | Oil and Gas Well | | | 543 |
| | | Plugging | \$ 6,000,000 | \$ 6,000,000 | 544 |
| | | | | <u>15,000,000</u> | 545 |
| 5210 | 725627 | Off-Road Vehicle | | | 546 |
| | | Trails | \$ 350,000 | \$ 350,000 | 547 |
| 5220 | 725656 | Natural Areas and | | | 548 |
| | | Preserves | \$ 650,000 | \$ 546,973 | 549 |
| 5290 | 725639 | Mining Regulation and | | | 550 |
| | | Safety | \$ 4,764,897 | \$ 4,499,705 | 551 |
| 5310 | 725648 | Reclamation Forfeiture | \$ 5,315,262 | \$ 217,471 | 552 |
| 5EL0 | 725612 | Wildlife Law | | | 553 |
| | | Enforcement | \$ 12,000 | \$ 12,000 | 554 |
| 5EM0 | 725613 | Natural Resources Law | | | 555 |
| | | Enforcement | \$ 34,000 | \$ 34,000 | 556 |

| | | | | | |
|------|--------|------------------------|---------------|---------------|-----|
| 5HK0 | 725625 | Ohio Nature Preserves | \$ 55,162 | \$ 1,000 | 557 |
| 5MF0 | 725635 | Ohio Geology License | | | 558 |
| | | Plate | \$ 5,000 | \$ 5,000 | 559 |
| 5MW0 | 725604 | Natural Resources | | | 560 |
| | | Special Purposes | \$ 2,000,000 | \$ 2,000,000 | 561 |
| 5P20 | 725634 | Wildlife Boater | | | 562 |
| | | Angler Administration | \$ 4,000,000 | \$ 4,000,000 | 563 |
| 5TD0 | 725514 | Park Maintenance | \$ 1,356,000 | \$ 1,356,000 | 564 |
| 6150 | 725661 | Dam Safety | \$ 1,155,691 | \$ 1,155,691 | 565 |
| 6970 | 725670 | Submerged Lands | \$ 717,155 | \$ 717,155 | 566 |
| 7015 | 740401 | Division of Wildlife | | | 567 |
| | | Conservation | \$ 60,000,000 | \$ 60,000,000 | 568 |
| 7086 | 725414 | Waterways Improvement | \$ 6,193,671 | \$ 6,193,671 | 569 |
| 7086 | 739401 | Watercraft Operations | \$ 21,228,023 | \$ 21,228,023 | 570 |
| 8150 | 725636 | Cooperative Management | | | 571 |
| | | Projects | \$ 650,000 | \$ 650,000 | 572 |
| 8160 | 725649 | Wetlands Habitat | \$ 966,885 | \$ 966,885 | 573 |
| 8170 | 725655 | Wildlife Conservation | | | 574 |
| | | Checkoff | \$ 2,000,000 | \$ 2,000,000 | 575 |
| 8180 | 725629 | Cooperative Fisheries | | | 576 |
| | | Research | \$ 1,500,000 | \$ 1,500,000 | 577 |
| 8190 | 725685 | Ohio River Management | \$ 140,000 | \$ 140,000 | 578 |

| | | | | | |
|--------------------------------------|--------|------------------------|----------------|---------------------------|-----|
| 81B0 | 725688 | Wildlife Habitats | \$ 1,200,000 | \$ 1,200,000 | 579 |
| TOTAL DPF Dedicated Purpose Fund | | | | | 580 |
| Group | | | \$ 192,021,824 | \$ 184,333,132 | 581 |
| | | | | <u>193,333,132</u> | 582 |
| Internal Service Activity Fund Group | | | | | 583 |
| 1550 | 725601 | Departmental Projects | \$ 1,523,950 | \$ 1,629,913 | 584 |
| 1550 | 725676 | Hocking Hills State | | | 585 |
| | | Park Lodge | \$ 500,000 | \$ 500,000 | 586 |
| 1570 | 725651 | Central Support | | | 587 |
| | | Indirect | \$ 5,632,162 | \$ 5,632,162 | 588 |
| 2040 | 725687 | Information Services | \$ 5,791,238 | \$ 5,791,238 | 589 |
| 2050 | 725696 | Human Resource Direct | | | 590 |
| | | Services | \$ 2,698,048 | \$ 2,735,732 | 591 |
| 2230 | 725665 | Law Enforcement | | | 592 |
| | | Administration | \$ 2,664,717 | \$ 2,827,473 | 593 |
| 5100 | 725631 | Maintenance - | | | 594 |
| | | State-owned Residences | \$ 249,611 | \$ 249,611 | 595 |
| 6350 | 725664 | Fountain Square | | | 596 |
| | | Facilities Management | \$ 3,647,224 | \$ 3,768,109 | 597 |
| TOTAL ISA Internal Service Activity | | | | | 598 |
| Fund Group | | | \$ 22,706,950 | \$ 23,134,238 | 599 |
| Capital Projects Fund Group | | | | | 600 |

| | | | | | |
|---------------------------------------|--------|------------------------|---------------|---------------|-----|
| 7061 | 725405 | Clean Ohio Trail | | | 601 |
| | | Operating | \$ 301,796 | \$ 301,796 | 602 |
| TOTAL CPF Capital Projects Fund Group | | | \$ 301,796 | \$ 301,796 | 603 |
| Fiduciary Fund Group | | | | | 604 |
| 4M80 | 725675 | FOP Contract | \$ 20,219 | \$ 20,219 | 605 |
| TOTAL FID Fiduciary Fund Group | | | \$ 20,219 | \$ 20,219 | 606 |
| Holding Account Fund Group | | | | | 607 |
| R017 | 725659 | Performance Cash Bond | | | 608 |
| | | Refunds | \$ 528,993 | \$ 528,993 | 609 |
| R043 | 725624 | Forestry | \$ 2,100,000 | \$ 2,100,000 | 610 |
| TOTAL HLD Holding Account | | | | | 611 |
| Fund Group | | | \$ 2,628,993 | \$ 2,628,993 | 612 |
| Federal Fund Group | | | | | 613 |
| 3320 | 725669 | Federal Mine Safety | | | 614 |
| | | Grant | \$ 265,000 | \$ 265,000 | 615 |
| 3B30 | 725640 | Federal Forest | | | 616 |
| | | Pass-Thru | \$ 350,000 | \$ 350,000 | 617 |
| 3B40 | 725641 | Federal Flood | | | 618 |
| | | Pass-Thru | \$ 350,000 | \$ 350,000 | 619 |
| 3B50 | 725645 | Federal Abandoned Mine | | | 620 |
| | | Lands | \$ 12,541,621 | \$ 15,465,471 | 621 |
| 3B60 | 725653 | Federal Land and Water | | | 622 |

| | | | | | |
|------------------------------|--------|------------------------|----------------|---------------------------|-----|
| | | Conservation Grants | \$ 950,634 | \$ 950,634 | 623 |
| 3B70 | 725654 | Reclamation - | | | 624 |
| | | Regulatory | \$ 1,986,569 | \$ 1,697,242 | 625 |
| 3P10 | 725632 | Geological Survey - | | | 626 |
| | | Federal | \$ 160,000 | \$ 160,000 | 627 |
| 3P20 | 725642 | Oil and Gas - Federal | \$ 147,000 | \$ 147,000 | 628 |
| 3P30 | 725650 | Coastal Management - | | | 629 |
| | | Federal | \$ 1,905,150 | \$ 1,905,150 | 630 |
| 3P40 | 725660 | Federal - Soil and | | | 631 |
| | | Water Resources | \$ 601,000 | \$ 608,000 | 632 |
| 3R50 | 725673 | Acid Mine Drainage | | | 633 |
| | | Abatement/Treatment | \$ 1,200,000 | \$ 1,200,000 | 634 |
| 3Z50 | 725657 | Federal Recreation and | | | 635 |
| | | Trails | \$ 1,600,000 | \$ 1,600,000 | 636 |
| TOTAL FED Federal Fund Group | | | \$ 22,056,974 | \$ 24,698,497 | 637 |
| TOTAL ALL BUDGET FUND GROUPS | | | \$ 346,993,933 | \$ 344,700,972 | 638 |
| | | | | <u>353,700,972</u> | 639 |

Section 4. That existing Section 343.10 of Am. Sub. H.B. 640
49 of the 132nd General Assembly is hereby repealed. 641