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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research and Drafting

Legislative Budget Office

Substitute Bill Comparative Synopsis

Sub. S.B. 181

136th General Assembly

Senate Agriculture and Natural Resources

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This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (As Introduced)	Latest Version (I_136_0319-8)
Zoning provisions	
Prohibits county and township zoning authorities from regulating underground minerals mining activity on any land permitted for surface mining *(R.C. 1514.023(B)(2))*.	Narrows the prohibition by only prohibiting county and township zoning authorities from regulating underground minerals mining activity on any portion of land permitted for surface mining if one of the following applies: 1. The portion has been zoned to allow for surface mining activities; 2. A conditional use certificate or a variance allows surface mining activities on that portion of land; or

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	3. Surface mining activities are allowed on the portion of land as a nonconforming use *(R.C. 1514.023(B)(2)).*
Allows a mine operator to apply for an amendment to a permit to add land to the permit when the land is contiguous or when the land is located in whole or in part of the same township or municipal corporation identified in the permit *(R.C. 1514.02(C)(2)(e)).*	Explicitly specifies that adding land to a permit does not prevent any county, township, or municipal corporation from enacting, adopting, or enforcing zoning regulations or ordinances to regulate mining activities on such added land *(R.C. 1514.02(C)(2)(e)).*
Severance taxes	
Increases the severance tax by ½ cent per ton for limestone, dolomite, sand, gravel, clay, sandstone or conglomerate, shale, gypsum, and quartzite beginning on the first calendar quarter after the bill's effective date *(R.C. 5749.02(A)(3), (4), and (7); Section 5).*	No provision.
Requires the Chief, for three years after the levying of the increased tax, to use a portion of the proceeds attributed to the increase to address timely responding to hydrology modeling requests and issues *(Section 4).*	No provision.
Establishes a new severance tax of an additional ¼ of one cent per ton on limestone or dolomite mined by underground mineral mining methods beginning on the first calendar quarter after the bill's effective date *(R.C. 5749.02(A)(10); Section 5).*	No provision.
Creates the Underground Minerals Mining Fund consisting of money credited to it from the new severance tax and all of the fund's investment earnings to be used to address surface impacts of underground minerals mining operations for areas where no active surface, in-stream, or underground minerals mining permit has been issued *(R.C. 1514.72).*	No provision.

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Severance fees	
Removes all of current law's renewal requirements for surface and in-stream mining permits, including the associated $1,000 permit renewal fee for surface mineral mining operations and the $500 permit renewal fee for in-stream mining operations, and, instead, specifies that surface and in-stream mining permits do not expire *(R.C. 1514.02(C), 1514.021, and 1514.08; conforming changes in R.C. 1514.02(A)(15), 1514.022, 1514.03, and 1514.05).*	Same, but replaces current law's $1,000 permit renewal fee for surface mineral mining operations and the $500 permit renewal fee for in-stream mining operations, which are eliminated by the bill, with a new annual fee for certain permit holders as follows: 1. $1,000 if the permit holder engages in limestone or dolomite mining; and 2. $500 if the permit holder engages in sand and gravel or clay, sandstone or conglomerate, shale, gypsum, or quartzite mining *(R.C. 1514.021).*
Cone of depression	
No provision.	Allows the Chief of the Division of Mineral Resources Management to require a cone of depression to be established and incorporated into an existing surface or in-stream mining permit if a complaint investigation determines that dewatering may be occurring *(R.C. 1514.13(A)).*
No provision.	Requires the Chief of the Division of Mineral Resources Management to consult with the Chief of the Division of Geological Survey, instead of the Chief of the Division of Water Resources as in current law, when projecting a cone of depression *(R.C. 1514.13(A)).*

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