

**As Introduced**

**131st General Assembly**

**Regular Session**

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**H. B. No. 101**

**Representative Hall**

**Cosponsors: Representatives Boose, Thompson, Hambley, Baker, Perales,  
Blessing, Schaffer**

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**A BILL**

To enact sections 6109.40, 6109.41, and 6111.33 of  
the Revised Code to establish requirements  
governing the training of employees of publicly  
owned treatment works and public water systems  
to monitor and test for harmful algae, the  
development of emergency plans by certain public  
water systems to respond to harmful algal  
blooms, and the development of an early warning  
system for harmful algal blooms, and to require  
the Director of Natural Resources to study the  
impact of certain species on Lake Erie.

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

**Section 1.** That sections 6109.40, 6109.41, and 6111.33 of  
the Revised Code be enacted to read as follows:

**Sec. 6109.40.** (A) If the water supply for a public water  
system is susceptible to harmful algal blooms as determined by  
the director of environmental protection under this section, the  
owner or operator of the public water system, in consultation  
with the director and the director of natural resources, shall

develop an emergency plan to respond to harmful algal blooms 19  
that threaten the system's water supply. 20

(B) For purposes of division (A) of this section, the 21  
director of environmental protection shall determine which 22  
bodies of water that supply water to public water systems are 23  
susceptible to harmful algal blooms and shall so notify the 24  
applicable public water systems. 25

(C) The director, in coordination with the director of 26  
natural resources, shall provide technical assistance to public 27  
water systems in the development of emergency plans to respond 28  
to harmful algal blooms. 29

**Sec. 6109.41.** The director of environmental protection, in 30  
consultation with the director of natural resources, shall 31  
develop an early warning system for harmful algal blooms in 32  
waters of the state. The director of environmental protection 33  
shall adopt rules in accordance with Chapter 119. of the Revised 34  
Code that establish both of the following: 35

(A) Requirements and procedures for the activation of the 36  
early warning system and dissemination of information via the 37  
system; 38

(B) Any other requirements and procedures necessary for 39  
the administration of this section. 40

**Sec. 6111.33.** (A) The director of environmental protection 41  
or the director's designee shall conduct training for employees 42  
of publicly owned treatment works and public water systems, as 43  
defined in section 6109.01 of the Revised Code, to monitor and 44  
test for harmful algae and cyanotoxins in water. The directors 45  
of agriculture, health, and natural resources shall provide 46  
assistance, as necessary, to the director of environmental 47

protection for the training. The director or the director's 48  
designee shall conduct the training in accordance with 49  
procedures established in rules adopted under division (B) of 50  
this section. 51

(B) The director shall adopt rules in accordance with 52  
Chapter 119. of the Revised Code that establish procedures for 53  
and topics to be included in the training of employees of 54  
publicly owned treatment works and public water systems under 55  
division (A) of this section. 56

**Section 2.** The Director of Natural Resources shall study 57  
the impacts, including economic and environmental, that Canada 58  
geese (*Branta canadensis*) and zebra mussels (*Dreissena* 59  
*polymorpha*) have had on the water quality and uses of Lake Erie. 60

Not later than two hundred seventy days after the 61  
effective date of this section, the Director shall issue a 62  
report of the Director's findings and recommendations to the 63  
committees of the House of Representatives and the Senate that 64  
are primarily responsible for agriculture and natural resources 65  
matters. 66