

As Re-Referred by the House Rules and Reference Committee

134th General Assembly

Regular Session

2021-2022

Sub. S. B. No. 83

Senators Williams, Rulli

**Cosponsors: Senators Yuko, Antonio, Maharath, Thomas, Brenner, Hackett, Huffman, S., Fedor, Schaffer, Blessing, Cirino, Craig, Dolan, Gavarone, Hoagland, Hottinger, Johnson, Lang, Manning, O'Brien, Reineke, Romanchuk, Sykes, Wilson
Representatives Koehler, Jones, Miller, J., O'Brien**

A BILL

To require the Ohio Environmental Protection Agency 1
to conduct brownfield assessments at sites 2
located in this state and to make an 3
appropriation. 4

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

Section 1. All items in this section are hereby 5
appropriated as designated out of any moneys in the state 6
treasury to the credit of the designated fund. For all 7
appropriations made in this act, those in the first column are 8
for fiscal year 2022 and those in the second column are for 9
fiscal year 2023. The appropriations made in this act are in 10
addition to any other appropriations made for the FY 2022-FY 11
2023 biennium. 12

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A		EPA Environmental Protection Agency		
B	General Revenue Fund			
C	GRF	715603 Brownfield Assessment	\$150,000	\$0
D	TOTAL GRF	General Revenue Fund	\$150,000	\$0
E	TOTAL ALL BUDGET FUND GROUPS		\$150,000	\$0

BROWNFIELD ASSESSMENT 14

(A) The foregoing appropriation item 715603, Brownfield Assessment, shall be used by the Ohio Environmental Protection Agency to fund applicants to conduct Phase I property assessments of brownfield sites located in this state as described in this section. 15
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(B) As used in this section: 20

(1) "Applicant" means a county, township, municipal corporation, or conservancy district or a park district, other similar park authority, nonprofit organization, or organization for profit that has entered into an agreement with a county, township, municipal corporation, port authority, or conservancy district to work in conjunction with that county, township, municipal corporation, port authority, or conservancy district for the purposes of completing a Phase I property assessment. 21
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(2) "Brownfield" means an abandoned, idled, or under-used industrial, commercial, or institutional property where expansion or redevelopment is complicated by known or potential releases of hazardous substances or petroleum. 29
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(C) Applications shall be submitted in a manner prescribed 33
by the Director of Environmental Protection. 34

(D) Applications shall be considered on a first-come, 35
first-served basis. 36

(E) Each applicant is eligible to receive funds for a 37
Phase I property assessment. 38

(F) The Ohio Environmental Protection Agency shall 39
complete a report listing the applicants that received funding 40
for a Phase I property assessment not later than July 1, 2023, 41
and submit its report to the General Assembly. The Director 42
shall make the report readily accessible to the public on the 43
Ohio Environmental Protection Agency's web site. 44

(G) On July 1, 2022, or as soon as possible thereafter, 45
the Director of Environmental Protection may certify to the 46
Director of Budget and Management an amount up to the 47
unexpended, unencumbered balance of the foregoing appropriation 48
item, 715603, Brownfield Assessment, at the end of fiscal year 49
2022 to be reappropriated to fiscal year 2023. The amount 50
certified is hereby reappropriated to the same appropriation 51
item for fiscal year 2023. 52

Section 2. Within the limits set forth in this act, the 53
Director of Budget and Management shall establish accounts 54
indicating the source and amount of funds for each appropriation 55
made in this act, and shall determine the form and manner in 56
which appropriation accounts shall be maintained. Expenditures 57
from appropriations contained in this act shall be accounted for 58
as though made in the main operating appropriations act of the 59
134th General Assembly. 60

The appropriations made in this act are subject to all 61

provisions of H.B. 110 of the 134th General Assembly that are 62
generally applicable to such appropriations. 63