

As Introduced

135th General Assembly
Regular Session
2023-2024

H. B. No. 43

Representative Skindell

Cosponsors: Representatives Galonski, Brent, Abdullahi, Troy, Weinstein, Brown,
Robinson, Brennan, Miller, A.

A BILL

To amend section 1505.07 of the Revised Code to ban 1
the taking or removal of oil or natural gas from 2
and under the bed of Lake Erie. 3

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

Section 1. That section 1505.07 of the Revised Code be 4
amended to read as follows: 5

Sec. 1505.07. (A) Subject to the ~~limitation~~ limitations 6
set forth in division (B) of this section and in section 1505.08 7
of the Revised Code, the director of natural resources, with the 8
approval of the director of environmental protection, the 9
attorney general, and the governor, may issue permits and make 10
leases to parties making application for permission to take and 11
remove sand, gravel, stone, and other minerals or substances 12
from and under the bed of Lake Erie, either upon a royalty or 13
rental basis, as ~~he~~ the director of natural resources determines 14
to be best for the state. Permits shall be issued for terms of 15
not less than one year nor more than ten years, and leases shall 16
be for a term of years or until the economic extraction of the 17
mineral or other substance covered thereby has been completed. 18

Such taking and removal shall be within certain fixed boundaries 19
that do not conflict with the rights of littoral owners. Upon 20
request from the holder of a permit, it shall be canceled, but 21
in the case of any permit or lease, any equipment or buildings 22
owned by the permittee or lessee shall be held as security by 23
the director of natural resources for payment of all rentals or 24
royalties due the state at the time of cancellation. 25

(B) Notwithstanding section 155.33 of the Revised Code, 26
the director of natural resources or any other state authority 27
shall not issue any permit or make any lease to take or remove 28
oil or natural gas from and under the bed of Lake Erie. 29

(C) No person shall remove sand, gravel, stone, or other 30
minerals or substances from and under the bed of Lake Erie 31
without first obtaining a permit or lease therefor from the 32
director. 33

(D) The director of natural resources may, in accordance 34
with Chapter 119. of the Revised Code, adopt, amend, and rescind 35
rules for the administration, implementation, and enforcement of 36
this section. 37

Section 2. That existing section 1505.07 of the Revised 38
Code is hereby repealed. 39