

As Introduced

**131st General Assembly
Regular Session
2015-2016**

S. B. No. 46

**Senator Skindell
Cosponsors: Senator Tavares**

A BILL

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

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

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

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

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) The director of natural resources shall not issue any 26
permit or make any lease under division (A) of this section to 27
take or remove oil or natural gas from and under the bed of Lake 28
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Code is hereby repealed. 39