



H.B. 505

126th General Assembly
(As Introduced)

Reps. Reinhard, Aslanides, Bubp, Faber, Gilb, Hagan, Hoops, Martin, Seitz, Setzer, Wagner

BILL SUMMARY

- Requires state environmental laws to be construed to be consistent with and no more stringent than the laws' federal counterparts.
- Requires all rules adopted, and all permits, variances, and orders issued, by state agencies under environmental laws to be consistent with and no more stringent than the laws' federal counterparts and to be construed as being consistent with and no more stringent than those federal laws.

CONTENT AND OPERATION

The bill requires an environmental law to be construed to be consistent with and no more stringent than the corresponding federal law addressing the same subject matter (sec. 3745.50(B)). It defines "environmental law" to mean a state law whose principal purpose is environmental protection and that has been enacted in whole or in part in order to comply with a corresponding federal law addressing the same subject matter. "Environmental law" includes, but is not limited to, all or any applicable portions of the Air Pollution Control Law, the Solid, Infectious, and Hazardous Waste Law, the Emergency Planning Law, the Hazardous Substances Law, the Cessation of Regulated Operations Law, the Risk Management Program Law, the Safe Drinking Water Law, or the Water Pollution Control Law. (Sec. 3745.50(A)(1).)

In addition, under the bill, all rules adopted by a state agency under an environmental law, and all permits, variances, and orders issued by a state agency under an environmental law, must be consistent with and no more stringent than the corresponding federal law addressing the same subject matter and must be construed to be consistent with and no more stringent than the corresponding federal law addressing the same subject matter (sec. 3745.50(B)). The bill defines "state agency" to mean any organized body, office, agency, institution, or other

entity established by laws of the state for the exercise of any function of state government (sec. 3745.50(A)(2)).

HISTORY

ACTION	DATE
Introduced	02-07-06

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