

# Greenbook

## LBO Analysis of Enacted Budget

### Ohio Environmental Protection Agency

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Attachment:

    Appropriation Spreadsheet

# LBO Greenbook

## Ohio Environmental Protection Agency

### Quick look...

- The Ohio Environmental Protection Agency (Ohio EPA) is charged with protecting the state's environment and public health by ensuring compliance with environmental laws.
- Total budget: \$223.2 million in FY 2022 and \$222.2 million in FY 2023.
  - Revenue sources: state non-GRF (75.9%), federal (20.0%), and GRF (4.1%).
- \$10 million appropriated for H2Ohio in FY 2022 and FY 2023.

Fund Group	FY 2020 Actual	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
General Revenue (GRF)	\$11,704,453	\$11,395,496	\$9,185,482	\$9,135,482
Dedicated Purpose (DPF)	\$127,070,174	\$130,189,617	\$157,058,341	\$160,275,394
Internal Service Activity (ISA)	\$7,931,402	\$6,654,171	\$10,026,000	\$10,651,000
Capital Projects (CPD)	\$140	\$0	\$0	\$0
Federal (FED)	\$32,816,720	\$46,742,435	\$46,914,195	\$42,167,405
Total	\$179,522,888	\$194,981,719	\$223,184,018	\$222,229,281
% change	--	8.6%	14.5%	-0.4%
GRF % change	--	-2.6%	-19.4%	-0.5%

### Overview

#### Agency overview

The Ohio Environmental Protection Agency (Ohio EPA) is charged with protecting the state's environment and public health by ensuring compliance with environmental laws. The Ohio EPA has regulatory operations, each of which issues permits to regulate industries that pollute in a specific area, for example, air emissions or wastewater discharges to bodies of water. It also has nonregulatory operations that provide financial assistance to businesses and communities, site cleanup and spill response, environmental education, pollution prevention assistance, laboratory analysis, and criminal environmental investigations.

#### Appropriation summary

The budget provides the Ohio EPA a total appropriation of \$223.2 million in FY 2022 and \$222.2 million in FY 2023. The agency will continue to rely very heavily on money appropriated from the Dedicated Purpose Fund (DPF) Group. More than 90% of the agency's money will be appropriated from two sources: (1) fees and fines deposited into funds within the Dedicated Purpose Fund Group (71.2%), and (2) grants deposited into funds within the Federal (FED) Fund Group (20.0%). The remainder of the total biennial appropriation draws revenue as follows: 4.6%

from money that is moved between various state entities both inside and outside of the Ohio EPA (transfers and nonexpense) deposited into funds within the Internal Service Activity (ISA) Fund Group, and 4.1% from the GRF.

For certain budget fund groups, highlights of differences between their respective total FY 2021 expenditures and total FY 2022-FY 2023 appropriations are as follows:

- The total GRF decreases by \$2.2 million, or 19.4%, in FY 2022 from the FY 2021 expenditure level. This is reflective of a 10.5% decrease in the GRF portion of the Auto Emissions E-Check Program as well as a \$1.2 million one-time expenditure in FY 2021 for Water and Sewer System Grants.
- The total amount appropriated from the ISA Fund Group represents an increase from the FY 2021 expenditure levels of \$3.4 million, or 50.7%. The increase is partially due to the anticipated replacement of certain fleet vehicles. However, expenditures in FY 2021 were also trending downward as compared to FY 2020 levels, marking a decrease in that year of approximately \$1.3 million or 16.1%.
- The total amount appropriated from the DPF Fund Group represents an increase from the FY 2021 expenditure levels by \$26.9 million, or 20.6%.
- DPF Fund 6H20, H2Ohio, provides \$10 million in each fiscal year to continue efforts associated with the Governor's H2Ohio Initiative. In FY 2021, the Ohio EPA's share of the H2Ohio Program accounted for \$11.2 million in spending. The Ohio Department of Agriculture and Department of Natural Resources also participate in the H2Ohio Program.

The table below summarizes, by fiscal year, the amount of money expected to be allocated from the budget for each of the Ohio EPA's primary category of activities.

Appropriation Allocation by Activity				
Activity	FY 2022	FY 2023	Biennium	% of Total
Program Management	\$25,706,250	\$26,041,250	\$51,747,500	12.2%
Air Pollution Control	\$48,346,108	\$48,360,108	\$96,706,216	22.8%
Surface Water Protection	\$49,651,600	\$50,019,600	\$79,671,200	18.8%
Environmental Response/Revitalization	\$25,911,309	\$26,837,928	\$52,749,237	12.4%
Materials and Waste Management	\$20,070,632	\$21,180,379	\$41,251,011	9.7%
Drinking and Ground Waters	\$17,734,804	\$18,427,379	\$36,162,183	8.5%
Environmental and Financial Assistance	\$14,752,995	\$15,160,400	\$29,913,395	7.1%
Environmental Education	\$12,554,500	\$7,669,500	\$18,824,000	4.4%
Environmental Laboratory Services	\$4,028,450	\$4,028,450	\$8,056,900	1.9%
Emergency Response and Investigations	\$4,427,370	\$4,504,287	\$8,931,657	2.1%
<b>Total</b>	<b>\$223,184,018</b>	<b>\$222,229,281</b>	<b>\$424,013,299</b>	<b>100.0%</b>

The activities and services performed by each division or office can be summarized as follows:

- **Program Management.** Includes the Director's office, as well as five district and seven administrative support offices supporting services to external stakeholders and Ohio EPA programs. This category also includes the H2Ohio programming costs.
- **Air Pollution Control.** Ensures attainment and maintenance of air quality, including: (1) compliance with the federal Clean Air Act and the Emergency Planning and Community Right-to-Know Act, (2) review, issuance, and enforcement of permits for installation and operation of sources of air pollution, (3) ambient air monitoring, and (4) automobile emission testing.
- **Surface Water Protection.** Ensures compliance with the federal Clean Water Act and works to increase the number of water bodies that can be safely used for swimming and fishing activities, includes issuing wastewater treatment plant, factory, and storm water permits; developing comprehensive watershed plans; and water sampling.
- **Environmental Response and Revitalization.** (1) Oversees investigation and cleanup of contaminated sites, (2) oversees permitting, inspection, compliance, and reporting of hazardous waste sites, and (3) provides assistance and guidance for the voluntary cleanup and reuse of brownfield sites.
- **Materials and Waste Management.** Ensures solid waste, infectious waste, scrap tires, and construction and demolition debris (C&DD) are managed in accordance with applicable regulations; also manages the solid waste planning, recycling, and grants program.
- **Drinking and Ground Waters.** Ensures compliance with the federal Safe Drinking Water Act, and evaluates potential threats to source waters that supply public drinking water systems.
- **Environmental and Financial Assistance.** Provides financial and nonfinancial assistance to various entities regarding wastewater treatment, water quality improvement, drinking water projects, and low-interest revolving loan programs. Provides information and resources to help small businesses comply with environmental regulations.
- **Environmental Education.** Administers grant programs largely focused on diesel emissions and environmental education and awareness.
- **Environmental Laboratory Services.** Provides analytical laboratory services to other Ohio EPA divisions, state and local agencies, and private entities.
- **Emergency Response, Investigations and Enforcement.** Responds to emergency incidents to assess, triage, and abate imminent threats to the environment that result from unintended releases of hazardous materials, petroleum, and other harmful substances. Conducts criminal investigations and provides technical support to the Bureau of Criminal Investigation and the Attorney General in the prosecution of environmental crimes.

The Ohio EPA also has district offices that perform various services and activities, including reviewing permit applications, investigating citizen complaints, investigating and overseeing cleanups of spills and releases, monitoring compliance with environmental standards, and other direct contact with the regulated community. There are five district offices sited in the following locations: Columbus (Franklin County), Bowling Green (Wood County), Dayton (Montgomery County), Logan (Hocking County), and Twinsburg (Summit County).

## Highlights of the FY 2022-FY 2023 biennium budget

### Fee sunset extension

The budget extends all of the following for two years:

- Annual emissions fees for synthetic minor facilities;
- Annual discharge fees for holders of National Pollution Discharge Elimination System (NPDES) permits issued under the Water Pollution Control Law;
- Application fees for plan approvals for wastewater treatment works under the Water Pollution Control Law;
- Fees for the initial and renewal licenses for public water system licenses issued under the Safe Drinking Water Law;
- Fee for plan approvals for public water supply systems under the Safe Drinking Water Law;
- Fees for state certification of laboratories and laboratory personnel for purposes of the Safe Drinking Water Law;
- Fees for applications and examinations for certification as operators of water supply systems or wastewater systems under the Safe Drinking Water Law and the Water Pollution Control Law;
- Application fees for permits, variances, and plan approvals under the Water Pollution Control Law and the Safe Drinking Water Law;
- Fees applicable to the transfer or disposal of solid waste; and
- The 50¢ fee and the additional 50¢ fee on the sale of tires.

The practical fiscal effect is that those provisions “preserve” existing revenue streams through the FY 2022-FY 2023 biennium. Impacted funds include the Hazardous Waste Cleanup (Fund 5050), Hazardous Waste Facility Management (Fund 5030), Solid Waste (Fund 4K30), Environmental Protection Fund (Fund 5BC0), Soil and Water Conservation District Fund (Fund 5BVO within the Department of Agriculture), Surface Water Protection Fund (Fund 4K40), Drinking Water Protection Fund (Fund 4K50), and the Clean Air – Non Title V Fund (Fund 4K20), and Scrap Tire Management Fund (Fund 4R50).

### Fee elimination

The budget eliminates three fees that Ohio EPA determined were performing at less than an optimal level. The bill eliminates the \$100 fee for the renewal of coverage under an NPDES general permit for a household sewage treatment system. The agency anticipates a loss in annual average revenue totaling \$360,000 to Fund 4K40.

The bill reduces the additional survey fee that laboratories must pay to the Ohio EPA to add analysts or additional accepted analytical techniques between triennial renewal surveys, from \$1,800 to \$500. The reduction will bring the fee more in line with the actual workload costs



to Ohio EPA as most surveys are done remotely now. The average annual loss in revenue to Fund 4K50 is anticipated to be approximately \$56,000.

Finally, the bill eliminates the \$15 application fee: (1) for the registration certificate for certain scrap tire collection facilities and (2) for permits, variances, or plans for approval under the Solid and Hazardous Waste Law. The fee has not generated revenue commensurate with the cost to process these applications, permits, variances, and/or plans. Therefore, the net effect is anticipated to result in administrative cost savings.

## **H2Ohio**

The budget includes a \$10 million appropriation from the H2Ohio Fund (Fund 6H20) in FY 2022 and FY 2023. The Ohio EPA uses the funds to improve water infrastructure, replace home sewage treatment systems, improve stream monitoring, and replace lead service lines and fixtures.

H.B. 166 of the 133<sup>rd</sup> General Assembly, the main appropriations act for FY 2020 and FY 2021, created the H2Ohio Fund (Fund 6H20) and also authorized the Controlling Board to establish additional appropriations in FY 2021. The fund was originally seeded with a \$172 million transfer of cash from the GRF. The Ohio EPA's portion is dedicated to support watershed planning, scientific research, and data collection. Fund 6H20 also provides funding to the Department of Agriculture and the Department of Natural Resources.

Over the FY 2022-FY 2023 biennium, the budget appropriates \$168.9 million from Fund 6H20, H2Ohio, for the following agencies: Department of Agriculture (\$98.6 million), Department of Natural Resources (\$50 million), Environmental Protection Agency (\$20 million), and the Lake Erie Commission (\$250,000). The budget provides for a cash transfer of \$132.0 million from the FY 2021 GRF surplus revenue to Fund 6H20.

The Ohio EPA anticipates devoting a portion of its FY 2022-FY 2023 funding to the same types of infrastructure projects as in the prior biennium (wastewater, drinking water, home sewage replacements, and lead service line replacements). The appropriation is \$36 million less than what was initially requested in the As Introduced version of the bill, and as requested by the agency. Because of the decrease, it seems likely that the Ohio EPA will be required to provide fewer H2Ohio grants than originally planned for, or use alternative funding sources if possible or available; for example, federal funds made available through the American Recovery Act.

## **E-Check**

During FY 2021, the Ohio EPA reduced their GRF budget by 20% as required by the Governor due to the negative effect of the COVID-19 pandemic on state tax receipts. This reduction primarily affected funding for the E-Check Auto Emissions Testing Program, via GRF line item 715502. To help alleviate this shortfall, the budget included temporary language to transfer up to \$2.7 million from the Scrap Tire Fund (Fund 4R50) to the Auto Emissions Test Fund (Fund 5BY0) in each fiscal year. This budgetary control measure was utilized to address a similar funding GRF shortfall during the FY 2018-FY 2019 biennium.

# Analysis of FY 2022-FY 2023 budget

## Introduction

This section provides an analysis of the funding for each appropriation line item (ALI) in the Ohio EPA's budget. For organizational purposes, these ALIs are grouped into ten major activity categories that generally correspond to the agency's divisions, programs, and administrative functions. The analysis for an ALI with a lower category or subcategory designation will appear before that for an ALI with a higher category or subcategory designation. That is, the analysis for an ALI with a category designation of C1:8 will appear before the analysis for an ALI with a category designation of C2:1 and the analysis for an ALI with a category designation of C1:3 will appear before the analysis for an ALI with a category designation of C1:8.

To aid the reader in locating each ALI in the analysis, the following table shows the category in which each ALI has been placed, listing the ALIs in order within their respective fund groups and funds.

In the analysis, each appropriation item's total expenditures for FY 2021 and appropriations for FY 2022 and FY 2023 are listed in a table. Following the table, a narrative describes how the revenue source and purpose of the appropriation.

Categorization of Ohio EPA's ALIs for Analysis of FY 2022-FY 2023 Budget				
Fund	ALI	ALI Name		Category
<b>General Revenue Fund Group</b>				
GRF	715404	Recycling Projects	3:5	Materials and Waste Management
GRF	715502	Auto Emissions E-Check Program	1:1	Air Pollution Control
<b>Dedicated Purpose Fund Group</b>				
4D50	715618	Recycled State Materials	7:1	Environmental and Financial Assistance
4J00	715638	Underground Injection Control	4:1	Drinking and Ground Waters
4K20	715648	Clean Air – Non Title V	1:7	Air Pollution Control
4K30	715649	Solid Waste	3:1	Materials and Waste Management
4K40	715650	Surface Water Protection	5:3	Surface Water Protection
4K50	715651	Drinking Water Protection	4:2	Drinking and Ground Waters
4P50	715654	Cozart Landfill	2:3	Environmental Response & Revitalization
4R50	715656	Scrap Tire Management	3:2	Materials and Waste Management
4R90	715658	Voluntary Action Program	2:4	Environmental Response & Revitalization
4T30	715659	Clean Air – Title V Permit Program	1:8	Air Pollution Control
5000	715608	Immediate Removal Special Account	8:1	Emergency Response, Investigations and Enforcement
5030	715621	Hazardous Waste Facility Management	2:1	Environmental Response & Revitalization
5050	715623	Hazardous Waste Cleanup	2:2	Environmental Response & Revitalization

Categorization of Ohio EPA's ALIs for Analysis of FY 2022-FY 2023 Budget				
Fund	ALI	ALI Name		Category
5050	715698	Response and Investigations	8:3	Emergency Response, Investigations and Enforcement
5320	715646	Recycling and Litter Control	7:4	Environmental and Financial Assistance
5410	715670	Site Specific Cleanup	3:3	Materials and Waste Management
5420	715671	Risk Management Reporting	1:9	Air Pollution Control
5860	715637	Scrap Tire Market Development	7:2	Environmental and Financial Assistance
5BC0	715622	Local Air Pollution Control	1:2	Air Pollution Control
5BC0	715624	Surface Water	5:1	Surface Water Protection
5BC0	715672	Air Pollution Control	1:10	Air Pollution Control
5BC0	715673	Drinking and Ground Water	4:4	Drinking and Ground Waters
5BC0	715676	Assistance and Prevention	7:5	Environmental and Financial Assistance
5BC0	715677	Laboratory	9:1	Environmental Laboratory Services
5BC0	715678	Corrective Actions	2:5	Environmental Response & Revitalization
5BC0	715687	Areawide Planning Agencies	5:5	Surface Water Protection
5BC0	715692	Administration	10:1	Program Management
5BC0	715694	Environmental Resource Coordination	6:2	Environmental Education
5BT0	715679	C&DD Groundwater Monitoring	3:4	Materials and Waste Management
5BY0	715681	Auto Emissions Test	1:3	Air Pollution Control
5H40	715664	Groundwater Support	4:3	Drinking and Ground Waters
5P20	715696	Drinking Water Loan Fee	7:6	Environmental and Financial Assistance
5VA0	715601	Marsh Restoration	5:6	Surface Water Protection
5Y30	715685	Surface Water Improvement	5:4	Surface Water Protection
6440	715631	Emergency Response Radiological Safety	8:2	Emergency Response, Investigations and Enforcement
6760	715642	Water Pollution Control Loan Administration	7:3	Environmental and Financial Assistance
6760	715699	Water Quality Administration	5:7	Surface Water Protection
6780	715635	Air Toxic Release	1:4	Air Pollution Control
6790	715636	Emergency Planning	1:5	Air Pollution Control
6960	715643	Air Pollution Control Administration	1:6	Air Pollution Control
6990	715644	Water Pollution Control Administration	5:2	Surface Water Protection
6A10	715645	Environmental Education	6:1	Environmental Education
6H20	715695	H2Ohio	10:4	Program Management

Categorization of Ohio EPA's ALIs for Analysis of FY 2022-FY 2023 Budget				
Fund	ALI	ALI Name		Category
<b>Internal Service Activity Fund Group</b>				
1990	715602	Laboratory Services	9:2	Environmental Laboratory Services
2190	715604	Central Support Indirect	10:2	Program Management
4A10	715640	Operating Expenses	10:3	Program Management
<b>Federal Fund Group</b>				
3530	715612	Public Water Supply	4:5	Drinking and Ground Waters
3570	715619	Air Pollution Control – Federal	1:11	Air Pollution Control
3620	715605	Underground Injection Control – Federal	4:1	Drinking and Ground Waters
3BU0	715684	Water Quality Protection	5:8	Surface Water Protection
3CS0	715688	Federal NRD Settlements	2:6	Environmental Response & Revitalization
3F30	715632	Federally Supported Cleanup and Response	2:7	Environmental Response & Revitalization
3HE0	715697	Volkswagen Clean Air Act Settlement	6:3	Environmental Education
3T30	715669	Drinking Water State Revolving Fund	4:6	Drinking and Ground Waters
3V70	715606	Agencywide Grants	6:4	Environmental Education

## Category 1: Air Pollution Control

This category of line items supports the agency's air pollution control activities including the Division of Air Pollution Control (DAPC). The Division works to maintain air quality levels and performs all functions necessary to comply with the federal Clean Air Act. The Division: (1) reviews, issues, and enforces permits for installation and operation of sources of air pollution and operates an extensive outdoor air monitoring network, and (2) oversees an automobile emissions testing program to minimize emissions from mobile sources. The DAPC has three primary subprograms: (1) Air Emission Authorization and Evaluation, (2) Right-to-Know, and (3) Mobile Sources Control.

The Ohio EPA regulates 76,000 individual sources of air pollution and monitors compliance of approximately 1,400 major sources of air pollution. This is done through the issuing of permits to install and permits to operate. These permits authorize and regulate the amount of pollutants these facilities can discharge. Four different types of permits are issued: (a) permits to install, (b) permits to operate, (c) Title V operating permits, and (d) synthetic minor permits. Air quality is monitored through a network of approximately 250 monitors.

### C1:1: Auto Emissions E-Check Program (ALI 715502)

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
GRF ALI 715502, Auto Emissions E-Check Program	\$10,195,496	\$9,125,482	\$9,125,482
% change	--	-10.5%	0%

This line item pays for the implementation, supervision, administration, operation, and enforcement of the motor vehicle inspection and maintenance program known as E-Check. Typically, between 85% and 90% of this line item is dedicated to purchased personal services, specifically to contract with Envirotech Systems, the contractor that operates the program.

E-Check started in January 1996 to identify motor vehicles that emit excessive levels of pollutants into the air. Vehicle emission tests are performed in seven northeastern Ohio counties: Cuyahoga, Geauga, Lake, Lorain, Medina, Portage, and Summit. The Ohio EPA routinely certifies the testing equipment and provides public assistance by responding to requests for information, complaints about the program, and issues exemptions and extensions when appropriate.

### **C1:2: Local Air Pollution Control (ALI 715622)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715622, Local Air Pollution Control	\$2,000,000	\$2,100,000	\$2,100,000
% change	--	5.0%	0.0%

This line item's appropriation is distributed to local air pollution control agencies under contract to monitor air quality, issue permits, and investigate complaints. The amount awarded to a local air pollution control agency is based upon the projected amount of local funds available for the program, the number of pollution sources, the size of the population exposed to pollutants, and the geographical area within the jurisdiction of the local agency. The award amounts are used in conjunction with Title V and Non Title V money available for distribution to these local agencies.

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

### **C1:3: Auto Emissions Test (ALI 715681)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BY0 ALI 715681, Auto Emissions Test	\$0	\$2,670,826	\$2,694,826
% change	--	N/A	0.9%

This line item is used, in combination with GRF line item 715502, Auto Emissions E-Check Program, for the costs of the motor vehicle inspection and maintenance program known as E-Check. Under the FY 2020-FY 2021 biennial budget, the program was entirely supported with GRF funding.

Temporary language in the FY 2022-FY 2023 budget transfers up to \$2.7 million in each fiscal year from the Scrap Tire Management Fund (Fund 4R50) to the Auto Emissions Test Fund (Fund 5BY0). This transfer will provide the funding necessary to cover the appropriation.

#### **C1:4: Air Toxic Release (ALI 715635)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6780 ALI 715635, Air Toxic Release	\$31,913	\$20,000	\$0
% change	--	-37.3%	-100.0%

This line item is used for costs to implement, administer, and enforce the Toxic Release Inventory (TRI) Program, which is mandated by Title III of the federal Superfund Amendments and Reauthorization Act of 1986 (SARA).

The line item's appropriation is supported with money appropriated from the Toxic Chemical Release Reporting Fund (Fund 6780), which consists of annual toxic chemical release reporting fees, and civil penalties for violations of the Toxic Chemical Release Reporting Law. The FY 2018-FY 2019 biennial budget eliminated the fees credited to Fund 6780, which effectively reduced future annual revenue to \$0. The FY 2022 appropriation will effectively spend down the remaining cash balance in the fund. At the end of FY 2021, the fund had an ending cash balance of less than \$18,000.

#### **C1:5: Emergency Planning (ALI 715636)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6790 ALI 715636, Emergency Planning	\$2,831,135	\$2,864,000	\$2,864,000
% change	--	1.2%	0%

This line item is used to implement, administer, and enforce emergency planning and community right-to-know programs mandated by Title III of the federal Superfund Amendments and Reauthorization Act of 1986 (SARA).

Historically, around 80% of the line item's appropriation in each fiscal year is expended for subsidies to the state's 87 local emergency planning committees (LEPCs). The remaining 20% is allocated for operating expenses, primarily supplies and maintenance, and secondarily for personal services (wages, salaries, fringe benefits, and payroll check off charges). The State Emergency Planning Commission (SEPC) administers this program. Grants are made to state agencies, LEPCs, and fire departments.

The line item's appropriation is supported with money appropriated from the Emergency Planning Fund (Fund 6790), which consists of annual filing fees charged to facilities for reporting inventories of hazardous substances and chemicals, as well as civil penalties.

**C1:6: Air Pollution Control Administration (ALI 715643)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6960 ALI 715643, Air Pollution Control Administration	\$871,414	\$1,002,000	\$1,002,000
% change	--	15.0%	0%

This line item is used to supplement other funding sources available for the administration and enforcement of the state's air pollution control laws.

The line item's appropriation is supported with money appropriated from the Air Pollution Control Administration Fund (Fund 6960), which consists of money received from enforcement actions and civil penalties imposed for violations of state air pollution control regulations. Annual revenues vary depending on the number of recoveries issued and the size of the penalties.

**C1:7: Clean Air – Non Title V (ALI 715648)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4K20 ALI 715648, Clean Air – Non Title V	\$4,387,513	\$5,317,000	\$5,317,000
% change	--	21.2%	0%

This line item pays administrative and enforcement expenses of the Division of Air Pollution Control generally related to minor emitting source permitting, state implementation plan development, operation and testing of ambient air monitoring systems, and regulating asbestos emissions from demolition and renovation projects.

The money supporting the line item's appropriation largely is: (1) certain air pollution control permit and registration fees, (2) annual emissions fees assessed on synthetic minor Title V and Non Title V facilities, and (3) effective FY 2018, civil and criminal penalties, fees, and other money collected under the law governing asbestos abatement. The revenue is credited to the Clean Air – Non Title V Fund (Fund 4K20). At the end of FY 2021, the fund carried a cash balance of \$7.3 million.

**C1:8: Clean Air – Title V Permit Program (ALI 715659)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4T30 ALI 715659, Clean Air – Title V Permit Program	\$9,036,860	\$10,274,000	\$10,284,000
% change	--	13.7%	0.1%

This line item is funded with money collected as annual emissions fees assessed on Title V facilities and credited to the Clean Air Title V Permit Fund (Fund 4T30). The fund and related line

item are used by the Division of Air Pollution Control for costs to administer and enforce the federal Clean Title V Program, including assistance provided by local air pollution control agencies.

Revenues credited to the fund have steadily decreased over the last several years. After reaching a high collection point of \$17.5 million in FY 2010, revenue has declined steadily as utilities shift from coal fired power plants to natural gas powered plants. Industry has also shifted from coal to natural gas boilers over that period.

### **C1:9: Risk Management Reporting (ALI 715671)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5420 ALI 715671, Risk Management Reporting	\$151,706	\$210,000	\$210,000
% change	--	38.4%	0%

This line item is used exclusively for the administration and enforcement costs of the state's Risk Management Planning Program, which implements federal air chemical emergency preparedness and protection requirements of the Clean Air Act.

This line item is supported with money appropriated from the Risk Management Plan Reporting Fund (Fund 5420), which consists of annual registration and regulated substances fees, and civil penalties for violations of the Risk Management Program Law. Annual revenues are variable but generally range between \$100,000 and \$200,000 per year.

### **C1:10: Air Pollution Control (ALI 715672)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715672, Air Pollution Control	\$8,253,501	\$8,647,800	\$8,647,800
% change	--	4.8%	0%

This line item pays for expenses of the Division of Air Pollution Control. The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills.

At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.



**C1:11: Air Pollution Control – Federal (ALI 715619)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3570 ALI 715619, Air Pollution Control – Federal	\$5,764,340	\$6,115,000	\$6,115,000
% change	--	6.1%	0%

This line item consists of federal money used to assist the Ohio EPA in complying with federal air pollution laws, most specifically permitting, air toxic regulation, and NAAQS enforcement.

The line item draws its appropriation from the Air Pollution Control Fund (Fund 3570), which consists of various federal air pollution control grants. The Ohio EPA anticipates a continuation level of federal grant funding. Federal funding has remained relatively stable in these grants over the last few years. Current grants include the following: (1) Section 105 Grant from the U.S. EPA, (2) Particulate Matter 2.5 Grant from the U.S. EPA, (3) BioWatch Grant from the U.S. Department of Homeland Security, and (4) Multi-Purpose Grant from the U.S. EPA.

**Category 2: Environmental Response and Revitalization**

This category of line items supports the activities of the agency's Division of Environmental Response and Revitalization, which oversees investigation and cleanup of contaminated sites, regulates hazardous waste sites (permitting, inspection, compliance, and reporting), and provides assistance and guidance for the voluntary cleanup and reuse of brownfield sites. The primary areas of activity of the Division of Environmental Response and Revitalization are: (1) toxic substance enforcement programs, (2) cleanup of contaminated sites, (3) inspection, investigation, and enforcement where hazardous waste has been treated, stored, or disposed of, (4) purchase of hazardous waste sites, and (5) grants to political subdivisions or the owner of a facility for a portion of the cost of closing a facility or abating pollution. These duties are completed through emergency response, remedial response, and brownfield assessments, terms that are defined below.

**C2:1: Hazardous Waste Facility Management (ALI 715621)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5030 ALI 715621, Hazardous Waste Facility Management	\$3,009,762	\$4,755,552	\$5,125,120
% change	--	58.0%	7.8%

This line item is generally used to pay the operating costs of the Hazardous Waste Permitting and Compliance sections that regulate facilities that generate, treat, store, or dispose of hazardous waste and used oil, and provide technical assistance and outreach to the regulated community and the public.

The line item's appropriation is supported with money appropriated from the Hazardous Waste Facility Management Fund (Fund 5030), which consists of hazardous waste disposal and treatment fees, hazardous waste facility installation and operation permit fees, and a portion of the tipping fee assessed to every ton of solid waste disposed of in the state.

### **C2:2: Hazardous Waste Cleanup (ALI 715623)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5050 ALI 715623, Hazardous Waste Cleanup	\$7,886,438	\$10,557,535	\$11,017,788
% change	--	33.9%	4.4%

This line item largely is used for the costs of four programs: (1) remedial response assessment and cleanup of pre-regulation contaminated sites and federal Resource Conservation and Recovery Act (RCRA) sites that managed hazardous waste, (2) hazardous waste management, (3) voluntary action cleanups, and (4) brownfields and site assessment. This line item also provides the state match for two grants that flow through federal line item 715632, Federally Supported Cleanup and Response (Superfund CORE grant and U.S. EPA Hazardous Waste grant).

The line item's appropriation is supported with money appropriated from the Hazardous Waste Cleanup Fund (Fund 5050), which collects revenue from a variety of sources, a portion of the tipping fee assessed to solid waste disposal, civil penalties assessed for violations of hazardous waste law, proceeds from the sale of cleaned sites, and hazardous waste site remediation cost recoveries.

### **C2:3: Cozart Landfill (ALI 715654)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4P50 ALI 715654, Cozart Landfill	\$4,812	\$10,000	\$10,000
% change	--	107.8%	0.0%

This line item pays for oversight care, security, and other post-closure maintenance activities necessary in maintaining the closed Cozart Sanitary Landfill, a nonpermitted solid waste landfill in Athens County, Ohio. The line item's appropriation is allocated for the necessary contract(s) to perform these services.

The line item is funded through a \$3.9 million award in settlement moneys placed in a trust fund, with cash transferred as necessary to Fund 4P50. As the Division needs funds for remediation and post-closure oversight, money is transferred to support the line item's appropriation. The court-ordered settlement requires that the Ohio EPA provide post-closure remediation services. The money in the trust fund, and this line item, cannot be used for any other purposes. In FY 2019, a significant repair to the lagoon at the landfill required a cash request from the trust of about \$70,000.

**C2:4: Voluntary Action Program (ALI 715658)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4R90 ALI 715658, Voluntary Action Program	\$686,007	\$1,074,027	\$1,089,245
% change	--	56.6%	1.4%

This line item pays the costs to implement, administer, and enforce the Voluntary Action Program (VAP). Under the program, companies are permitted to investigate possible environmental contamination, clean it up if necessary, and receive a promise from the state of Ohio not to sue and that no more cleanup is needed. The program certifies environmental professionals who conduct voluntary cleanups, and certifies laboratories that analyze samples from the dirty sites. The Division also issues “No Further Action” (NFA) letters after cleanup is completed and issues covenants not to sue.

The majority of the expenses associated with this line item are dedicated to the operating costs of the VAP including personal services (wages, salaries, fringe benefits, and payroll check off charges) and supplies and maintenance.

The line item’s appropriation is supported with money appropriated from the Voluntary Action Fund (Fund 4R90), which collects revenues from varying sources, including, but not limited to, fees for certification, permits, technical assistance, review of NFA letters, and variances from applicable standards.

**C2:5: Corrective Actions (ALI 715678)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715678, Corrective Actions	\$1,124,029	\$1,176,000	\$1,176,000
% change	--	4.6%	0%

This line item pays for voluntary action cleanup programs. The primary expense is personal services (wages, salaries, fringe benefits, and payroll check off charges) and secondarily, supplies and maintenance as they relate to the technical assistance provided under the program.

The line item’s appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

**C2:6: Federal NRD Settlements (ALI 715688)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3CS0 ALI 715688, Federal NRD Settlements	\$745,500	\$201,000	\$201,000
% change	--	-73.0%	0.0%

The source of this federal line item's appropriation is money drawn from the Natural Resource Damages Fund (Fund 3CS0), which consists of natural resource damages settlements stemming from any release, or threatened release, of hazardous substances, pollutants, or contaminants that could endanger human health and/or the environment. These funds are used for cleanup and remediation of the damaged area as part of the agency's federal facilities oversight program.

The initial revenue stream resulted from a settlement between the state of Ohio and the U.S. Department of Energy for natural resource damages surrounding the Fernald site, a former uranium processing facility in southwest Ohio. Specifically, the money was used to purchase land and property easements within the watershed where Fernald is located for the purpose of protecting and remediating the ground water resource. In September 2010, the state received its first deposit of \$13.8 million. Annual revenues are variable and depend on the frequency and amount of settlements received.

**C2:7: Federally Supported Cleanup and Response (ALI 715632)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3F30 ALI 715632, Federally Supported Cleanup and Response	\$7,866,494	\$8,137,195	\$8,218,775
% change	--	3.4%	1.0%

This federal line item largely is used by the Division of Environmental Response and Revitalization's investigation and remediation of contaminated property, including oversight of cleanups at federal facilities, site investigations at federal sites, and promotion of brownfield revitalization.

The line item's appropriation is supported with money appropriated from the Federally Supported Cleanup and Response Fund (Fund 3F30), which consists of federal emergency and remedial grants.

**Category 3: Materials and Waste Management**

This category of line items supports the activities of the agency's Division of Materials and Waste Management, which administers and enforces solid waste, infectious waste, and construction and demolition debris (C&DD) laws.

**C3:1: Solid Waste (ALI 715649)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4K30 ALI 715649, Solid Waste	\$13,120,400	\$15,604,074	\$16,603,928
% change	--	18.9%	6.4%

This line item pays for operating expenses associated with the administration and enforcement of solid waste, infectious waste, and C&DD laws. With the increased funding, compared to FY 2021 expenditures, the agency intends to backfill a number of vacant staff positions and continue information technology system improvements including eBusiness CLR-Compliance (“CLR-C”) module enhancements.

CLR-C was developed in house, during previous budget cycles to track and monitor regulated facilities’ compliance. The existing CLR-C service only supports data tracking for Ohio EPA compliance inspection activities and not from the authorized health departments that license about 80% of Ohio facilities. Enhancements will enable use by health department partners and integration with the Ohio EPA’s compliance tracking system. Integration will provide a statewide readily accessible view of regulatory compliance status and data to develop and implement program assistance and improvements.

The line item’s appropriation is supported with solid waste disposal, infectious waste, and C&DD fees appropriated from the Solid Waste Fund (Fund 4K30).

**C3:2: Scrap Tire Management (ALI 715656)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4R50 ALI 715656, Scrap Tire Management	\$2,007,345	\$3,410,366	\$3,570,259
% change	--	69.9%	4.7%

This line item pays costs to administer and enforce the state’s Scrap Tire Management Law, which includes regulating the generation, transportation, storage, collection, and recovery of scrap tires. The line item’s appropriation is supported by money drawn from the Scrap Tire Management Fund (Fund 4R50), which consists of a 50¢ per tire fee placed on the sale of new tires, scrap tire facility fees, scrap tire transporter registration fees, and cost recoveries.

Scrap tires are considered solid waste and are generally regulated under the solid waste initiatives discussed above. However, additional requirements exist for scrap tire transporters, landfills, storage facilities, processing facilities, and recovery facilities. All facilities are required to be licensed and/or registered, depending on the type of facility. Transporters are also required to be registered. The tire fee first became effective December 1, 1993.

Temporary language in the FY 2022-FY2023 budget transfers up to \$2.7 million in each fiscal year from the Scrap Tire Management Fund (Fund 4R50) to the Auto Emissions Test Fund (Fund 5BY0). At the end of FY 2021, Fund 4R50 had an ending cash balance of \$12.8 million.

**C3:3: Site Specific Cleanup (ALI 715670)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5410 ALI 715670, Site Specific Cleanup	\$149,057	\$771,192	\$771,192
% change	--	417.4%	0.0%

This line item is allocated for operating expenses incurred by the Division of Environmental Response and Revitalization and the Division of Materials and Waste Management.

The line item's appropriation is supported by money drawn from the Environmental Protection Remediation Fund (Fund 5410), which consists of enforcement settlement actions, and unreimbursed cleanup costs recovered through a civil action. Revenue is dependent on settlements and is variable. The money, which is often a small fraction of the cleanup cost, is held until other money or partners are identified. Funds are not available for any other purpose as stipulated by the courts.

**C3:4: C&DD Groundwater Monitoring (ALI 715679)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BT0 ALI 715679, C&DD Groundwater Monitoring	\$6,127	\$225,000	\$225,000
% change	--	3,572.2%	0.0%

This line item is used solely for the purpose of funding and conducting ground water monitoring at C&DD facilities (installing wells, sampling, laboratory analysis, and field equipment).

The line item's appropriation is supported by money drawn from the Construction and Demolition Debris Facility Ground Water Monitoring Fund (Fund 5BT0), which consists of an additional fee of not more than 5¢ per cubic yard or 10¢ per ton on the disposal of construction and demolition debris at a licensed construction and demolition debris facility. Effective April 2016, the administrative rule authorizing the collection of the fee was rescinded, thus the fund will not collect any more money.

The Division of Materials and Waste Management has accumulated cash in Fund 5BT0 to implement a ground water monitoring program that requires well installation and continued monitoring at C&DD landfills that negatively impact ground water. The Division's assessment, prioritization, and planning activities have laid the groundwork for upcoming project reimbursement and contracted work during the FY 2022-FY 2023 biennium. Reimbursement requests for direct well installation chosen by facilities are reviewed against statutory requirements and in relationship to the fund's cash balance, as no additional revenues are expected. A small payroll budget exists to fund intra-agency staff who perform specialized services authorized by statute.

### C3:5: Recycling Projects (ALI 715404)

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
GRF ALI 715404, Recycling Projects	\$0	\$60,000	\$10,000
% change	--	N/A	-83.3%

This GRF line item is required to be distributed to the Geauga-Trumbull Solid Waste Management District for recycling expanded polystyrene.

### Category 4: Drinking and Ground Waters

This category of line items supports the activities of the agency's Division of Drinking and Ground Waters, which protects ground water quality and ensures safe drinking water. This includes all line items funding drinking water protection and ground water protection programs, technical support provided to other Ohio EPA divisions, services to ensure compliance with the federal Safe Drinking Water Act, the evaluation of threats to water sources that supply public drinking water systems, and the regulation of underground injection wells.

#### C4:1: Underground Injection Control (ALIs 715638 and 715605)

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4J00 ALI 715638, Underground Injection Control	\$362,487	\$456,891	\$464,794
FED Fund 3620 ALI 715605, Underground Injection Control – Federal	\$77,125	\$133,000	\$133,000
Underground Injection Well Program total	\$439,612	\$589,891	\$597,794
% change	--	34.2%	1.3%

The Division of Drinking and Ground Waters uses these two line items collectively for costs to administer the Underground Injection Well Program to prevent contamination of underground sources of drinking water. The Division is specifically charged with the duty of adopting and enforcing rules governing the injection of sewage, industrial waste, hazardous waste, and other waste into wells. Additionally, the Division has primary enforcement authority for the regulation of Class I, Class IV, and Class V wells as required by the federal Solid Waste Disposal Act.

Line item 715638, Underground Injection Control, is supported with money appropriated from the Underground Injection Control Fund (Fund 4J00), which collects Class I injection well permit and disposal fees. The permit fee is generally \$12,500 per well and the disposal fee is \$1 per ton on the disposal of nonhazardous waste up to a maximum of \$25,000. Fifteen percent (15%) of the money in the fund each year is required to be transferred to the Geological Mapping Fund (Fund 5110), which is administered by the Department of Natural Resources for the purpose of paying expenses incurred in its duty to review and monitor injection wells. Revenues for the fund are approximately \$450,000 per year.

Line item 715605, Underground Injection Control – Federal, is supported by a federal grant from the U.S. EPA of approximately \$132,000. This grant is awarded annually for the support of the Underground Injection Control Program activities.

### **Class I well**

A Class I well is used for the injection of fluids, either hazardous or nonhazardous, into geologic formations far below the underground source of drinking water. These wells are strictly regulated to prevent migration of injected fluids into an underground source of drinking water. There are ten active permitted Class I wells located at three facilities in Ohio. For this type of well, the Ohio EPA conducts two semiannual inspections per year, reviews, and approves plans for conducting annual mechanical integrity tests.

### **Class IV well**

A Class IV well is used for the injection of hazardous or radioactive material into or above an underground source of drinking water. Class IV wells are prohibited unless approved for use in conjunction with a hazardous waste cleanup. There is currently one Class IV well in Ohio. The Ohio EPA works with regulated well owners/operators to ensure that no registered well systems fall into the category of Class IV wells.

### **Class V well**

A Class V well is typically a shallow disposal system used to place a variety of nonhazardous fluids below the ground surface into or above an underground source of drinking water. Examples are dry wells that collect surface water runoff, large capacity cesspools or septic systems, and industrial, commercial, and utility disposal wells. For Class V wells, just as with Class I wells, the Ohio EPA monitors compliance through monthly operating report reviews, announced and unannounced inspections, and review of any other applicable reports or plans and complaint responses.

## **C4:2: Drinking Water Protection (ALI 715651)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4K50 ALI 715651, Drinking Water Protection	\$6,968,695	\$7,751,598	\$8,429,640
% change	--	11.2%	8.7%

This line item pays for costs of drinking and ground water protection programs administered by the Division of Drinking and Ground Waters, including public drinking water supply supervision, public drinking water systems plan review, drinking and wastewater operator certification, public drinking water laboratory certification, and drinking water source protection.

The line item's appropriation is supported with money appropriated from the Drinking Water Protection Fund (Fund 4K50), which consists of fees for operator certification, laboratory certification, plan reviews, and licenses to operate public water system fees.



Increased funding will support the agency's workload associated with new state mandates related to lead and copper, harmful algal bloom, and asset management. Additionally, in the past year, the Division has continued work on safe water initiatives, as well as public outreach, due to the COVID-19 pandemic while also handling case backlogs and high staff turnover.

### **C4:3: Groundwater Support (ALI 715664)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5H40 ALI 715664, Groundwater Support	\$349,409	\$332,000	\$332,000
% change	--	-5.0%	0%

This line item pays for the technical support the Division of Drinking and Ground Waters provides to other Ohio EPA divisions, including geologic and hydrogeologic analysis.

The line item's appropriation is supported with money appropriated from the Groundwater Support Fund (Fund 5H40), which consists of money collected as charges to other divisions of the Ohio EPA for work performed by the Division of Drinking and Ground Waters, as well as revenue from the sale of Ground Water publications. As the manner in which the agency's chargeback systems are incorporated into its budget structure has changed, and Ground Water publications are available at no cost via the internet, virtually no new revenue has been generated since the end of FY 2012. All expenditures since then have drawn on the fund's existing cash balance. The agency expects the cash balance to be exhausted at the end of the FY 2022-FY 2023 biennium. These revenue sources provide very little flexibility to cover the increasing cost of doing business, therefore, this fund is used to make up for the operating increases that other funds cannot bear.

### **C4:4: Drinking and Ground Water (ALI 715673)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715673, Drinking and Ground Water	\$3,824,842	\$3,769,815	\$3,769,815
% change	--	-1.4%	0%

This line item funds activities and services performed by the Division of Drinking and Ground Waters to ensure compliance with the federal Safe Drinking Water Act and to evaluate potential threats to sources of water that supply Ohio's public drinking water systems. This line item provides the state match portion to the federal grants disbursed from line items 715612 (Federal Public Water System Supervision Grant), 715669 (Drinking Water State Revolving Fund set-aside fund), and 715605 (UIC Federal Grant).

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund

carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

#### **C4:5: Public Water Supply (ALI 715612)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3530 ALI 715612, Public Water Supply	\$1,957,440	\$2,150,000	\$2,150,000
% change	--	9.8%	0%

This line item is used by the Division of Drinking and Ground Waters for costs (salaries, fringe benefits, and payroll check off charges) of managing the federally delegated drinking water program, and implementing both state and federal Safe Drinking statutes and rules. The money for this line item is appropriated from federal public water system grants credited to Fund 3530.

#### **C4:6: Drinking Water State Revolving Fund (ALI 715669)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3T30 ALI 715669, Drinking Water State Revolving Fund	\$2,471,044	\$3,141,500	\$3,148,130
% change	--	27.1%	0.2%

This line item pays for operating expenses incurred in the assessment and protection of drinking water sources from contamination, and administration of the Drinking Water State Revolving Loan Program. The line item is allocated primarily to operating costs for administering the program (salaries, fringe benefits, and payroll check off charges).

The money for this line item is appropriated from federal money credited to Fund 3T30, which consists of capitalization grants for drinking water state revolving loan funds.

### **Category 5: Surface Water Protection**

This category supports activities of the agency's Division of Surface Water, which is responsible for restoring and maintaining the quality of rivers and streams for human and industrial uses. This includes all line items funding activities supporting compliance with the federal Clean Water Act, the administration and enforcement of water pollution control laws, programs required under the federal Water Pollution Control Act, grants for water quality management, National Pollution Discharge Elimination System (NPDES) permitting, Lake Erie restoration and resource management, wetlands permitting, and storm water pollution prevention.

**C5:1: Surface Water (ALI 715624)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715624, Surface Water	\$6,313,200	\$6,606,600	\$6,606,600
% change	--	4.6%	0%

This line item pays for the costs of services and activities of the Division of Surface Water provided to ensure compliance with the federal Clean Water Act and to make suitable for recreational purposes (fishing and swimming).

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

**C5:2: Water Pollution Control Administration (ALI 715644)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6990 ALI 715644, Water Pollution Control Administration	\$166,085	\$300,000	\$300,000
% change	--	80.6%	0%

This line item is used by the Division of Surface Water for costs of administering and enforcing water pollution control laws.

The line item's appropriation is supported with money appropriated from the Water Pollution Control Administration Fund (Fund 6990), which consists of 50% of the civil penalties collected for certain water pollution control law violations. Revenues in recent years have experienced declines due to an emphasis on seeking alternative penalty remedies rather than cash penalties. The fund's cash balance is expected to be approximately \$300,000 by the end of FY 2023.

**C5:3: Surface Water Protection (ALI 715650)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4K40 ALI 715650, Surface Water Protection	\$6,566,684	\$11,375,000	\$11,565,000
% change	--	73.2%	1.7%

This line item is used for the Division of Surface Water's costs of programs required under the federal Water Pollution Control Act, including the development of water quality standards, waste load allocations, effluent limits, water quality monitoring, surface water discharge

permitting, permit enforcement, technical assistance, operator certification, and the administration of the state Isolated Wetlands Permit Program.

The line item's appropriation is supported by money drawn from the Surface Water Protection Fund (Fund 4K40), which consists of certain water pollution control fees.

#### **C5:4: Surface Water Improvement (ALI 715685)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5Y30 ALI 715685, Surface Water Improvement	\$77,908	\$500,000	\$500,000
% change	--	541.8%	0.0%

This line item is used to fund contracts and agreements, including grant agreements with federal, state, and local government agencies, environmental nonprofit organizations, and universities, to complete water quality restoration and protection projects.

The line item's appropriation is supported by money drawn from the Surface Water Improvement Fund (Fund 5Y30), which consists of payments, contributions, and donations made for water quality restoration and protection, including civil enforcement penalties for required mitigation projects.

#### **C5:5: Areawide Planning Agencies (ALI 715687)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715687, Areawide Planning Agencies	\$462,598	\$450,000	\$450,000
% change	--	-2.7%	0.0%

This line item funds grants to areawide planning agencies engaged in areawide water quality management activities. An areawide planning agency is designated by the Governor under authority of Section 208 of the federal Clean Water Act, and has responsibilities for areawide waste treatment management planning within a specified area of the state.

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

**C5:6: Marsh Restoration (ALI 715601)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5VA0 ALI 715601, Marsh Restoration	\$247,367	\$750,000	\$750,000
% change	--	203.2%	0.0%

This line item funds remediation and restoration projects related to Mentor Marsh located within the city of Mentor (Lake County). The line item's appropriation is supported with money appropriated from the Marsh Restoration Fund (Fund 5VA0), and allocated for necessary contract work.

The fund's revenue consists of: (1) cash transfers of \$11.1million from the Surface Water Improvement Fund (Fund 5Y30) and \$485,000 from the Site Specific Cleanup Fund (Fund 5410) in FY 2020 (permitted by Section 277.20 of H.B. 166 of the 133<sup>rd</sup> General Assembly), and (2) certain civil penalties credited in FY 2019.

**C5:7: Water Quality Administration (ALI 715699)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6760 ALI 715699, Water Quality Administration	\$3,989,157	\$4,100,000	\$4,223,000
% change	--	2.8%	3.0%

This line item is used by the Division of Surface Water for operating expenses incurred in support of the Water Pollution Control Fund, including the provision of financial and technical assistance to applicants for the planning, design, and improvement of water quality protection projects.

The line item's appropriation is supported with money appropriated from the Water Pollution Control Loan Administration Fund (Fund 6760), which consists of a portion of repaid loans made through the Division of Environmental and Financial Assistance and the Ohio Water Development Authority. The fund's annual revenue stream is variable.

Cash is requested from the Ohio Water Development Authority (OWDA) on an as-needed basis. This fund's cash flow is similar to a federal fund: cash is drawn in advance from an outside source to match projected expenses. The cash stays in the fund and is drawn down over a time, usually one quarter.

**C5:8: Water Quality Protection (ALI 715684)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3BU0 ALI 715684, Water Quality Protection	\$11,998,979	\$15,570,000	\$15,625,000
% change	--	29.8%	0.4%

This line item primarily is used by the Division of Surface Water, and secondarily by the Division of Drinking and Ground Waters. The Division of Surface Water uses its allocation to perform services and activities necessary for the state to comply with the requirements of the federal Clean Water Act, including water quality management, National Pollution Discharge Elimination System (NPDES) permitting, Lake Erie restoration and resource management, wetlands permitting, and storm water pollution prevention.

The line item's appropriation is supported by money drawn from the Water Quality Protection Fund (Fund 3BU0), which consists of various federal water quality grants from the Clean Water Act:

- Sections 106, 319(h) Nonpoint Source Implementation Grants;
- 604(b) Water Quality Management Planning;
- 104(b)(3) Surveys, Studies, Investigations, Demonstrations, Wetlands Program Development Grants;
- Training Grants and Cooperative Agreements, and the Great Lakes Restoration Initiative (GLRI).

Revenues and expenditures fell at the end of FY 2020 because field staff were not able to work in the field and therefore could not charge their time to the federal grants.

## Category 6: Environmental Education

This category consists of funding for the Office of Environmental Education, which administers six different grant programs: (1) Alternative Fuel Vehicles Conversion grants, (2) Clean Diesel School Bus Fund, (3) Ohio Environmental Education Fund, (4) Diesel Emission Reduction grants, (5) Ohio Environmental Science and Engineering scholarships, and (6) Volkswagen Mitigation grants.

### C6:1: Environmental Education (ALI 715645)

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6A10 ALI 715645, Environmental Education	\$475,250	\$300,000	\$300,000
% change	--	-36.9%	0%

This line item pays for costs of the Office of Environmental Education to administer environmental education and public awareness programs, including making project grants for that purpose.

The line item's appropriation is supported with money appropriated from the Environmental Education Fund (Fund 6A10), which consists of one-half of the amount collected for certain civil penalties. Revenue is variable from year to year. As such, the agency awards grants in two cycles each year, and adjusts the number of grants awarded based on penalty amounts received during the previous six months.

**C6:2: Environmental Resource Coordination (ALI 715694)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715694, Environmental Resource Coordination	\$115,553	\$788,000	\$793,000
% change	--	581.9%	0.6%

This line item pays for operating expenses the Office of Environmental Education incurs in administering various grant programs.

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

**C6:3: Volkswagen Clean Air Act Settlement (ALI 715697)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3HE0 ALI 715697, Volkswagen Clean Air Act Settlement	\$15,682,667	\$10,766,500	\$5,876,500
% change	--	-31.3%	-45.4%

The source of this federal line item's appropriation is money drawn from the Volkswagen Clean Air Act Settlement Fund (Fund 3HE0), which consists of Ohio's share of \$2.7 billion from the Environmental Mitigation Trust for State Beneficiaries to pay for projects that reduce emissions of nitrogen oxides. Ohio expects to receive \$75.3 million from the Trust over the next ten years, an amount based on more than 16,000 such vehicles registered within the state.

The revenue stream resulted from a settlement between the U.S. EPA, the state of California, and Volkswagen (VW) and its subsidiaries resolving allegations that the latter violated the federal Clean Air Act by selling approximately 590,000 model year 2009 to 2016 diesel motor vehicles in the U.S. that were equipped with computer software designed to make vehicles appear compliant during emissions testing.

The funding is allocated for specific project categories as follows: (1) on-road fleets (school buses, transit buses, class 4-8 local freight and port drayage trucks and shuttle buses), (2) nonroad fleets and equipment (tugboats and ferries, switcher locomotives, airport ground support and cargo handling equipment), and (3) charging stations for electric passenger cars (light duty zero-emission vehicles or ZEVs). Competitive grants are awarded by the Ohio EPA to local governments, nonprofit entities, and other state agencies for purposes allowed by the court settlement, specifically to offset illegal diesel emissions in Ohio.

**C6:4: Agencywide Grants (ALI 715606)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
FED Fund 3V70 ALI 715606, Agencywide Grants	\$178,847	\$700,000	\$700,000
% change	--	291.4%	0.0%

This line item is used for: (1) diesel emissions control grants awarded by the Office of Environmental Education, and (2) agency program management expenses (information technology services). The line item's appropriation is supported with federal grant money appropriated from the Agencywide Grants Fund (Fund 3V70). The targeted cash balance of the fund is zero, as revenues should optimally track with expenditures as federal grants are awarded and spent down.

**Category 7: Environmental and Financial Assistance**

The Division of Environmental and Financial Assistance provides technical, administrative, and financial assistance to communities and businesses in Ohio, low-interest loans for wastewater and drinking water treatment system improvements, and nonpoint source water pollution control projects.

**C7:1: Recycled State Materials (ALI 715618)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 4D50 ALI 715618, Recycled State Materials	\$0	\$50,000	\$50,000
% change	--	N/A	0.0%

This line item pays for costs of recycling services and activities. The line item's appropriation is supported with money appropriated from the Recycled Materials Fund (Fund 4D50), which consists of the proceeds from the sale of recycled goods and materials by state agencies. Revenues and expenditures are highly variable from year to year.

**C7:2: Scrap Tire Market Development (ALI 715637)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5860 ALI 715637, Scrap Tire Market Development	\$225,657	\$1,000,000	\$1,000,000
% change	--	343.2%	0.0%

This line item funds grants for: (1) market development activities for scrap tires and synthetic rubber from tire manufacturing processes and tire recycling processes, and (2) scrap tire amnesty and cleanup events sponsored by solid waste management districts. These grants are administered out of the Division's Recycling & Litter Prevention Program. Funding comes



from cash transferred from the Scrap Tire Fund (Fund 4R50), as permitted by permanent law (R.C. 3734.822).

### **C7:3: Water Pollution Control Loan Administration (ALI 715642)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6760 ALI 715642, Water Pollution Control Loan Administration	\$4,008,782	\$5,055,000	\$5,455,000
% change	--	26.1%	7.9%

This line item funds expenses incurred in administering the state's Water Pollution Control Loan Fund (WPCLF), which is used to provide financial and technical assistance for wastewater treatment projects, storm water projects, and nonpoint source water pollution activities. The WPCLF provides more than \$600 million in financial assistance each year to Ohio communities. The program also aligns with the H2Ohio Initiative.

This line item appropriates money credited to the Water Pollution Control Loan Administration Fund (Fund 6760), which consists of a portion of repaid loans made through the Division of Environmental and Financial Assistance and the Ohio Water Development Authority.

### **C7:4: Recycling and Litter Control (ALI 715646)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5320 ALI 715646, Recycling and Litter Control	\$1,198,777	\$4,598,000	\$4,598,000
% change	--	283.6%	0%

This line item pays for two grant programs: (1) the Community Development Grant, which provides financial assistance to Ohio's local governments that propose, design, and establish projects involved in the collection and processing of recyclable material, and (2) the Market Development Grant Program which offers funds to Ohio businesses that propose to create the infrastructure necessary for successful recyclable material markets.

The program is supported by the Litter Prevention and Recycling Fund (Fund 5320), which collects fees levied on the disposal of construction and demolition debris (37.5¢ per cubic yard or 75¢ per ton).

### **C7:5: Assistance and Prevention (ALI 715676)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715676, Assistance and Prevention	\$1,613,524	\$1,968,750	\$1,968,750
% change	--	22.0%	0%

This line item pays for the costs of providing free and confidential assistance that helps small businesses comply with environmental regulations.

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

### **C7:6: Drinking Water Loan Fee (ALI 715696)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5PZ0 ALI 715696, Drinking Water Loan Fee	\$2,633,960	\$2,081,245	\$2,088,650
% change	--	-21.0%	0.4%

This line item is allocated primarily for operating expenses of the Division of Environmental and Financial Assistance, and secondarily for use by the Division of Drinking and Ground Waters.

The line item's appropriation is supported with money appropriated from the Drinking Water Loan Fee Fund (Fund 5PZ0), which consists of proceeds from drinking water loan application fees. The Drinking Water Assistance Fund (DWAFF) provides \$200 million in financial assistance per year to Ohio communities.

## **Category 8: Emergency Response, Investigations and Enforcement**

The Emergency Response, Investigations and Enforcement funding category supports response to emergency incidents, and the providing of technical and investigative support for resolving environmental crimes.

### **C8:1: Immediate Removal Special Account (ALI 715608)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5000 ALI 715608, Immediate Removal Special Account	\$684,943	\$722,000	\$722,000
% change	--	5.4%	0%

This line item pays the costs of investigating, mitigating, removing, or abating any unauthorized spill, release, or discharge of material that requires emergency action.

The line item's appropriation is supported with money appropriated from the Immediate Removal Fund (Fund 5000), which consists of remedial action cost recoveries and certain civil fines and criminal penalties. In recent years, expenditures have exceeded revenues, effectively dipping into the fund's cash balance. By the end of FY 2023, it is expected that the fund's cash

balance will be under \$1 million. However, it should be noted that expenditures are tied to emergent situations, and recovery costs are unpredictable.

### **C8:2: Emergency Response Radiological Safety (ALI 715631)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6440 ALI 715631, Emergency Response Radiological Safety	\$127,981	\$325,370	\$332,287
% change	--	154.2%	2.1%

This line item pays the costs to administer a radiation safety program relating to nuclear power plants, including training, drilling, and equipment for a radiation assessment team.

The Ohio EPA is one of six state agencies on the Utility Radiological Safety Board. The Board levies assessments against nuclear electric utilities in an amount no greater than the appropriation specified in the applicable main operating appropriations act to fund emergency response planning and preparedness. The revenue received in this fund is a one-time annual payment from First Energy Nuclear Operating Company (FENOC) and is based on a negotiated budget in the grant agreement.

### **C8:3: Response and Investigations (ALI 715698)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5050 ALI 715698, Response and Investigations	\$3,078,967	\$3,380,000	\$3,450,000
% change	--	9.8%	2.1%

This line item funds administrative costs of the Emergency Response, Investigations and Enforcement Program.

The line item's appropriation is supported with money appropriated from the Hazardous Waste Cleanup Fund (Fund 5050), which collects revenue from a variety of sources, a portion of the tipping fee assessed to solid waste disposal, civil penalties assessed for violations of hazardous waste law, proceeds from the sale of cleaned sites, and hazardous waste site remediation cost recoveries.

## **Category 9: Environmental Laboratory Services**

The Environmental Laboratory Services funding category provides analytical laboratory services to other Ohio EPA divisions, state and local agencies, and private entities.

**C9:1: Laboratory (ALI 715677)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715677, Laboratory	\$3,244,723	\$3,495,450	\$3,495,450
% change	--	7.7%	0%

This line item pays costs to provide laboratory services to Ohio EPA divisions, state and local agencies, and private entities. The line item supports personnel, laboratory chemicals, supplies, equipment, maintenance, and utilities. The Division of Environmental Services (DES) analyses samples submitted by several Ohio EPA divisions (i.e., Surface Water, Drinking and Ground Waters, Air Pollution Control, Environmental Response and Revitalization, and Materials and Waste Management). The Division also provides laboratory services to the Ohio Department of Health (DOH), Ohio Department of Natural Resources (ODNR), and several other state, local, and federal government entities.

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

**C9:2: Laboratory Services (ALI 715602)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
ISA Fund 1990 ALI 715602, Laboratory Services	\$10,216	\$533,000	\$533,000
% change	--	5,117.4%	0%

This line item pays for the costs of analytical laboratory services and laboratory certification and assistance.

The line item's appropriation is supported by the Laboratory Services Fund (Fund 1990), which consists of laboratory services payments from other Ohio EPA divisions and other public agencies. Revenues have fluctuated depending on the routine laboratory services needs of the Ohio EPA divisions that pay for services, as well as the need for laboratory services from customers outside the Ohio EPA (e.g., DOH, ODNR, Department of Agriculture (AGR), etc.).

**Category 10: Program Management**

This category includes funding for the activities and services responsible for directing, coordinating, assisting, and guiding all of the Ohio EPA's divisions and specialized offices. Included herein are the Director's office, employee services, a public interest center, fiscal administration, technology services, legal services, employee safety and health programs, and the H2Ohio Initiative.

**C10:1: Administration (ALI 715692)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 5BC0 ALI 715692, Administration	\$15,219,899	\$16,213,250	\$15,923,250
% change	--	6.5%	-1.8%

This line item pays for operating costs of Ohio EPA administration, including district and central support offices providing services to agency environmental programs and external stakeholders. Expenses may include information technology maintenance and upgrades, legal services, fiscal, human resources, public information, and support at district offices.

The line item's appropriation is supported with money appropriated from the Environmental Protection Fund (Fund 5BC0), which consists of the proceeds from a per-ton tipping fee collected on the solid waste disposed in Ohio landfills. At the end of FY 2021, the fund carried a cash balance of \$27.5 million. This line item is one of ten line items used by the Ohio EPA that draw their appropriations from this fund.

**C10:2: Central Support Indirect (ALI 715604)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
ISA Fund 2190 ALI 715604, Central Support Indirect	\$5,906,912	\$8,075,000	\$8,675,000
% change	--	36.7%	7.4%

This line item pays for operating costs of the Ohio EPA, including five district offices and one central office that house administrative, legal services, information technology, fiscal services, human resources, and facilities management staff. Services provided include program oversight, public records reviews, local area network (LAN) administration, fiscal processing and human resources, and public information.

The line item's appropriation is supported by money appropriated from the Central Support Indirect Fund (Fund 2190), which consists of administrative charges assessed to certain Ohio EPA funds.

**C10:3: Operating Expenses (ALI 715640)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
ISA Fund 4A10 ALI 715640, Operating Expenses	\$737,043	\$1,418,000	\$1,443,000
% change	--	92.4%	1.8%

This line item pays for the costs of the programs and activities of the Ohio EPA, including equipment purchases.

The line item's appropriation is supported by money appropriated from the Goods and Services Fund (Fund 4A10), which consists of money generated by service agreements between programs or activities with the Ohio EPA, and service agreements between Ohio and other state agencies. Most of the revenue is tied to motor pool charges and credit card convenience fees.

#### **C10:4: H2Ohio (ALI 715695)**

Fund/ALI	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
DPF Fund 6H20 ALI 715695, H2Ohio	\$11,175,156	\$10,000,000	\$10,000,000
% change	--	-10.5%	0%

This line item is required to support watershed planning, scientific research, and data collection, and is permitted to be used to fund waterway improvement and protection of all state waterways in support of water quality priorities and management in accordance with R.C. 126.60. A related provision permits the line item's unexpended, unencumbered balance to be reappropriated to FY 2023 for the same purposes, pending approval by the Controlling Board.

H.B. 166 of the 133<sup>rd</sup> General Assembly created the H2Ohio Fund (Fund 6H20) in the state treasury, and directed a portion of FY 2019 GRF surplus revenue (up to \$172 million) to the fund. At that time, funding was used by the Department of Agriculture, Department of Natural Resources, and the Ohio Environmental Protection Agency. The fund is to be used for water quality purposes, including awarding grants, issuing loans, funding cooperative research, and encouraging cooperation with governmental and private entities.

FY 2022 - FY 2023 Final Appropriations						All Fund Groups		
Line Item Detail by Agency			Appropriations			FY 2021 to FY 2022	Appropriations	FY 2022 to FY 2023
			FY 2020	FY 2021	FY 2022	% Change	FY 2023	% Change
Report For: Main Operating Appropriations Bill			Version: As Enacted					
EPA Environmental Protection Agency								
GRF	715404	Recycling Projects	\$0	\$0	\$ 60,000	N/A	\$ 10,000	-83.33%
GRF	715502	Auto Emissions E-Check Program	\$ 10,079,453	\$ 10,195,496	\$ 9,125,482	-10.49%	\$ 9,125,482	0.00%
GRF	715506	George Barley Water Prize	\$ 125,000	\$ 0	\$ 0	N/A	\$ 0	N/A
GRF	715507	Water and Sewer System Grants	\$ 1,500,000	\$ 1,200,000	\$ 0	-100.00%	\$ 0	N/A
General Revenue Fund Total			\$ 11,704,453	\$ 11,395,496	\$ 9,185,482	-19.39%	\$ 9,135,482	-0.54%
4D50	715618	Recycled State Materials	\$ 1,556	\$ 0	\$ 50,000	N/A	\$ 50,000	0.00%
4J00	715638	Underground Injection Control	\$ 356,420	\$ 362,487	\$ 456,891	26.04%	\$ 464,794	1.73%
4K20	715648	Clean Air - Non Title V	\$ 6,657,556	\$ 4,387,513	\$ 5,317,000	21.18%	\$ 5,317,000	0.00%
4K30	715649	Solid Waste	\$ 13,718,527	\$ 13,120,400	\$ 15,604,074	18.93%	\$ 16,603,928	6.41%
4K40	715650	Surface Water Protection	\$ 7,467,195	\$ 6,566,684	\$ 11,375,000	73.22%	\$ 11,565,000	1.67%
4K50	715651	Drinking Water Protection	\$ 6,989,985	\$ 6,968,695	\$ 7,751,598	11.23%	\$ 8,429,640	8.75%
4P50	715654	Cozart Landfill	\$ 4,479	\$ 4,812	\$ 10,000	107.83%	\$ 10,000	0.00%
4R50	715656	Scrap Tire Management	\$ 2,324,899	\$ 2,007,345	\$ 3,410,366	69.89%	\$ 3,570,259	4.69%
4R90	715658	Voluntary Action Program	\$ 738,007	\$ 686,007	\$ 1,074,027	56.56%	\$ 1,089,245	1.42%
4T30	715659	Clean Air - Title V Permit Program	\$ 9,857,487	\$ 9,036,860	\$ 10,274,000	13.69%	\$ 10,284,000	0.10%
5000	715608	Immediate Removal Special Account	\$ 733,930	\$ 684,943	\$ 722,000	5.41%	\$ 722,000	0.00%
5030	715621	Hazardous Waste Facility Management	\$ 4,146,205	\$ 3,009,762	\$ 4,755,552	58.00%	\$ 5,125,120	7.77%
5050	715623	Hazardous Waste Cleanup	\$ 9,050,840	\$ 7,886,438	\$ 10,557,535	33.87%	\$ 11,017,788	4.36%
5050	715698	Response and Investigations	\$ 3,120,636	\$ 3,078,967	\$ 3,380,000	9.78%	\$ 3,450,000	2.07%
5320	715646	Recycling and Litter Control	\$ 4,302,075	\$ 1,198,777	\$ 4,598,000	283.56%	\$ 4,598,000	0.00%
5410	715670	Site Specific Cleanup	\$ 222,931	\$ 149,057	\$ 771,192	417.38%	\$ 771,192	0.00%
5420	715671	Risk Management Reporting	\$ 186,072	\$ 151,706	\$ 210,000	38.43%	\$ 210,000	0.00%
5860	715637	Scrap Tire Market Development	\$ 488,668	\$ 225,657	\$ 1,000,000	343.15%	\$ 1,000,000	0.00%
5BC0	715622	Local Air Pollution Control	\$ 1,999,999	\$ 2,000,000	\$ 2,100,000	5.00%	\$ 2,100,000	0.00%
5BC0	715624	Surface Water	\$ 6,421,397	\$ 6,313,200	\$ 6,606,600	4.65%	\$ 6,606,600	0.00%
5BC0	715672	Air Pollution Control	\$ 8,229,831	\$ 8,253,501	\$ 8,647,800	4.78%	\$ 8,647,800	0.00%
5BC0	715673	Drinking and Ground Water	\$ 3,041,292	\$ 3,824,842	\$ 3,769,815	-1.44%	\$ 3,769,815	0.00%
5BC0	715676	Assistance and Prevention	\$ 1,634,229	\$ 1,613,524	\$ 1,968,750	22.02%	\$ 1,968,750	0.00%
Legislative Budget Office of the Legislative Service Commission			1					

FY 2022 - FY 2023 Final Appropriations						All Fund Groups		
Line Item Detail by Agency			Appropriations			FY 2021 to FY 2022	Appropriations	FY 2022 to FY 2023
			FY 2020	FY 2021	FY 2022	% Change	FY 2023	% Change
<b>EPA Environmental Protection Agency</b>								
5BC0	715677	Laboratory	\$ 3,183,720	\$ 3,244,723	\$ 3,495,450	7.73%	\$ 3,495,450	0.00%
5BC0	715678	Corrective Actions	\$ 1,072,849	\$ 1,124,029	\$ 1,176,000	4.62%	\$ 1,176,000	0.00%
5BC0	715687	Areawide Planning Agencies	\$ 410,304	\$ 462,598	\$ 450,000	-2.72%	\$ 450,000	0.00%
5BC0	715692	Administration	\$ 14,848,225	\$ 15,219,899	\$ 16,213,250	6.53%	\$ 15,923,250	-1.79%
5BC0	715694	Environmental Resource Coordination	\$ 67,118	\$ 115,553	\$ 788,000	581.94%	\$ 793,000	0.63%
5BT0	715679	C&DD Groundwater Monitoring	\$ 61,866	\$ 6,127	\$ 225,000	3,572.16%	\$ 225,000	0.00%
5BY0	715681	Auto Emissions Test	\$ 76,437	\$ 0	\$ 2,670,826	N/A	\$ 2,694,826	0.90%
5CV1	715600	Coronavirus Relief - EPA	\$ 0	\$ 1,500,000	\$ 0	-100.00%	\$ 0	N/A
5H40	715664	Groundwater Support	\$ 244,085	\$ 349,409	\$ 332,000	-4.98%	\$ 332,000	0.00%
5PZ0	715696	Drinking Water Loan Fee	\$ 1,402,020	\$ 2,633,960	\$ 2,081,245	-20.98%	\$ 2,088,650	0.36%
5VA0	715601	Marsh Restoration	\$ 2,415	\$ 247,367	\$ 750,000	203.19%	\$ 750,000	0.00%
5Y30	715685	Surface Water Improvement	\$ 333,179	\$ 77,908	\$ 500,000	541.79%	\$ 500,000	0.00%
6440	715631	Emergency Response Radiological Safety	\$ 215,461	\$ 127,981	\$ 325,370	154.23%	\$ 332,287	2.13%
6760	715642	Water Pollution Control Loan Administration	\$ 3,993,624	\$ 4,008,782	\$ 5,055,000	26.10%	\$ 5,455,000	7.91%
6760	715699	Water Quality Administration	\$ 3,826,739	\$ 3,989,157	\$ 4,100,000	2.78%	\$ 4,223,000	3.00%
6780	715635	Air Toxic Release	\$ 45,907	\$ 31,913	\$ 20,000	-37.33%	\$ 0	-100.00%
6790	715636	Emergency Planning	\$ 2,742,809	\$ 2,831,135	\$ 2,864,000	1.16%	\$ 2,864,000	0.00%
6960	715643	Air Pollution Control Administration	\$ 923,515	\$ 871,414	\$ 1,002,000	14.99%	\$ 1,002,000	0.00%
6990	715644	Water Pollution Control Administration	\$ 391,727	\$ 166,085	\$ 300,000	80.63%	\$ 300,000	0.00%
6A10	715645	Environmental Education	\$ 1,219,032	\$ 475,250	\$ 300,000	-36.88%	\$ 300,000	0.00%
6H20	715695	H2Ohio	\$ 314,925	\$ 11,175,156	\$ 10,000,000	-10.52%	\$ 10,000,000	0.00%
Dedicated Purpose Fund Group Total			\$ 127,070,174	\$ 130,189,617	\$ 157,058,341	20.64%	\$ 160,275,394	2.05%
1990	715602	Laboratory Services	\$ 312,942	\$ 10,216	\$ 533,000	5,117.43%	\$ 533,000	0.00%
2190	715604	Central Support Indirect	\$ 6,834,096	\$ 5,906,912	\$ 8,075,000	36.70%	\$ 8,675,000	7.43%
4A10	715640	Operating Expenses	\$ 784,364	\$ 737,043	\$ 1,418,000	92.39%	\$ 1,443,000	1.76%
Internal Service Activity Fund Group Total			\$ 7,931,402	\$ 6,654,171	\$ 10,026,000	50.67%	\$ 10,651,000	6.23%
5S10	715607	Clean Ohio Revitalization Operating	\$ 140	\$ 0	\$ 0	N/A	\$ 0	N/A
Capital Projects Fund Group Total			\$ 140	\$ 0	\$ 0	N/A	\$ 0	N/A
3530	715612	Public Water Supply	\$ 2,010,800	\$ 1,957,440	\$ 2,150,000	9.84%	\$ 2,150,000	0.00%



FY 2022 - FY 2023 Final Appropriations

All Fund Groups

Line Item Detail by Agency			FY 2020	FY 2021	Appropriations FY 2022	FY 2021 to FY 2022 % Change	Appropriations FY 2023	FY 2022 to FY 2023 % Change
EPA	Environmental Protection Agency							
3570	715619	Air Pollution Control - Federal	\$ 5,598,554	\$ 5,764,340	\$ 6,115,000	6.08%	\$ 6,115,000	0.00%
3620	715605	Underground Injection Control - Federal	\$ 94,133	\$ 77,125	\$ 133,000	72.45%	\$ 133,000	0.00%
3BU0	715684	Water Quality Protection	\$ 11,587,735	\$ 11,998,979	\$ 15,570,000	29.76%	\$ 15,625,000	0.35%
3CS0	715688	Federal NRD Settlements	\$ 118,966	\$ 745,500	\$ 201,000	-73.04%	\$ 201,000	0.00%
3F30	715632	Federally Supported Cleanup and Response	\$ 6,797,170	\$ 7,866,494	\$ 8,137,195	3.44%	\$ 8,218,775	1.00%
3HE0	715697	Volkswagen Clean Air Act Settlement	\$ 3,857,213	\$ 15,682,667	\$ 10,766,500	-31.35%	\$ 5,876,500	-45.42%
3T30	715669	Drinking Water State Revolving Fund	\$ 2,733,818	\$ 2,471,044	\$ 3,141,500	27.13%	\$ 3,148,130	0.21%
3V70	715606	Agencywide Grants	\$ 18,330	\$ 178,847	\$ 700,000	291.40%	\$ 700,000	0.00%
Federal Fund Group Total			\$ 32,816,720	\$ 46,742,435	\$ 46,914,195	0.37%	\$ 42,167,405	-10.12%
Environmental Protection Agency Total			\$ 179,522,888	\$ 194,981,719	\$ 223,184,018	14.46%	\$ 222,229,281	-0.43%