

Executive

As Reported By House Finance

**AGRCD4 Disposition of Ohio Proud Program fees**

**R.C. 901.171**

Requires all fees assessed for participation in the Ohio Proud Program to be credited to the existing Ohio Proud, International, and Domestic Market Development Fund (Fund 4R00) rather than the GRF as under current law.

Authorizes AGR to sell merchandise that promotes the Ohio Proud Program, and requires the AGR Director to deposit proceeds from the merchandise sales into Fund 4R00.

**Fiscal effect: The first part of this provision does not have a fiscal effect since these fees are already deposited into Fund 4R00. The second part could lead to some gains in merchandise sales.**

**R.C. 901.171**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**AGRCD5 Pesticide product registration fee**

**R.C. 921.02**

Increases the annual fee for registering a pesticide with AGR from \$150 to \$250.

Specifies that, if AGR does not issue or renew the pesticide registration, it must retain the application fee as payment for the application's processing costs.

**Fiscal effect: Increases revenue deposited into the Pesticide, Fertilizer, and Lime Program Fund (Fund 6690). Estimated FY 2021 revenue from this fee is approximately \$2.3 million.**

No provision.

No provision.

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**AGRCD2 Weighing and measuring device permit fee increase**

**R.C. 1327.501**

Increases, from \$75 to \$100, the fee a person must pay to AGR if the person applies for an annual permit to operate the following six types of commercially used weighing and measuring devices: (1) livestock scales, (2) vehicle scales, (3) railway scales, (4) vehicle tank meters, (5) bulk rack meters, and (6) LPG meters.

Correspondingly, increases the annual permit renewal fee for these devices by the same amount, from \$75 to \$100.

**Fiscal effect: Increases revenue deposited into the Metrology and Scale Certification Fund (Fund 5H20). Estimated revenue in FY 2021 from these fees are approximately \$550,000.**

No provision

No provision.

**AGRCD3 Farmers market registration**

**R.C. 3717.221, 3717.22**

Eliminates the voluntary registration of farmers markets with AGR and the corresponding inspection of registered farmers markets by AGR. (Local boards of health will continue to inspect farmers markets under the law governing retail food establishments and food service operations.)

**Fiscal effect: Reduces expenditures for AGR's Division of Food Safety to inspect farmers markets. In CY 2019, the Division conducted 34 inspections. The Division is funded by GRF line item 700407, Food Safety, and DPF Fund 4P70 line item 700610, Food Safety Inspection.**

**R.C. 3717.221, 3717.22**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

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**AGRCD1 Wine tax revenue credited to the Ohio Grape Industries Fund**

**R.C. 4301.43**

Makes permanent the 2¢ per-gallon earmark of wine tax revenue that is credited to the Ohio Grape Industries Fund (Fund 4960), which is used to support and promote the Ohio grape and wine industry. (Currently, the earmark expires on June 30, 2021).

**Fiscal effect: Fund 4960 received approximately \$1.2 million from wine tax proceeds in FY 2020. Receipts from the wine tax are otherwise credited to the GRF. In contrast to prior budgets which have extended this provision every two years, this provision makes the 2¢ per-gallon earmark permanent.**

**R.C. 4301.43**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**AGRCD6 Farmland Preservation**

**Section: 211.20**

Earmarks \$7.0 million in FY 2022 from GRF appropriation item 700409, Farmland Preservation, to be used to (1) purchase agricultural easements under R.C. 5301.691 (A), and (2) provide matching grants under R.C. 901.22 to municipal corporations, counties, townships, soil and water conservation districts, and certain charitable organizations for the purchase of agriculture easements.

No provision.

**AGRCD7 Soil and Water Phosphorous Program**

**Section: 211.20**

Requires AGR to establish programs to assist in reducing total phosphorous and dissolved reactive phosphorus in the Western Lake Erie Basin and give priority to sub watersheds determined to be the highest in total phosphorus and dissolved reactive phosphorus nutrient loading.

**Section: 211.20**

Same as the Executive.

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Requires that GRF appropriation item 700417, Soil and Water Phosphorus Program, be used to support these programs established by AGR which may include but not be limited to the following: (1) equipment for subsurface placement of nutrients into the soil, (2) equipment for nutrient placement based on geographic information system data, (3) soil testing, (4) implementation of variable rate technology, (5) equipment implementing manure transformation and manure conversion technologies, (6) tributary monitoring, (7) water management and edge-of-field drainage management, and (8) an agricultural phosphorus reduction revolving loan program.

Same as the Executive.

Requires that not more than 40% of GRF appropriation item 700417, Soil and Water Phosphorus Program, be used for any single activity.

Same as the Executive.

**AGRCD8 Dangerous and Restricted Wild Animals**

**Section: 211.20**

Requires that GRF appropriation item 700426, Dangerous and Restricted Animals, be used to administer the Dangerous and Restricted Wild Animal Permitting Program.

**Section: 211.20**

Same as the Executive.

**AGRCD9 County Agricultural Societies**

**Section: 211.20**

Requires that GRF appropriation item 700501, County Agricultural Societies, be used to reimburse county and independent agricultural societies for expenses related to Junior Fair activities.

**Section: 211.20**

Same as the Executive.

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**AGRCD10 Western Lake Erie Basin**

**Section: 211.20**

Earmarks \$350,000 in each fiscal year from GRF appropriation item 700509, Soil and Water District Support, to be used by AGR for a program to support soil and water conservation districts in the Western Lake Erie Basin to comply with provisions of Sub. S.B. 1 of the 131st G.A. Specifies that a soil and water district's application for funding must demonstrate that the money will be used for but not limited to providing technical assistance, developing nutrient or manure management plans, hiring and training staff on best conservation practices, or other activities that assist farmers in the Western Lake Erie Basin comply with S.B. 1 of the 131st G.A.

**Section: 211.20**

Same as the Executive.

Earmarks \$3,500,000 in each fiscal year from GRF appropriation item 700509, Soil and Water District Support, to be used to support county soil and water conservation districts in the Western Lake Erie Basin for (1) staffing costs and (2) soil testing and nutrient management plan development, including manure transformation and manure conversion technologies, enhanced filter strips, water management, and other conservation support.

Same as the Executive.

**AGRCD11 Soil and Water Districts**

**Section: 211.20**

Allows AGR, in addition to state payments to soil and water conservation districts authorized by RC 940.15, to use DPF Fund 5BV0 appropriation item 700661, Soil and Water Districts, to pay any soil and water conservation district an annual amount not to exceed \$40,000 upon receipt of request and justification from the district and approval by the Ohio Soil and Water Conservation Commission.

**Section: 211.20**

Same as the Executive.

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**AGRCD15 Coronavirus Relief - Local Fairs**

**Section: 211.20**

Requires DPF Fund 5CV1 appropriation item 700672, Coronavirus Relief - Local Fairs, to be used to support safety in connection with the Ohio State Fair in FY 2022.

**Section: 211.20**

Same as the Executive.

**AGRCD12 H2Ohio Fund**

**Section: 211.20**

Allows the AGR Director, on July 1, 2022, or as soon as possible thereafter, to certify to the OBM Director an amount up to the unexpended, unencumbered balance of DPF Fund 6H20 appropriation item, 700670, H2Ohio, at the end of FY 2022 to be reappropriated to the same appropriation item for FY 2023. Reappropriates the certified amount.

**Section: 211.20**

Same as the Executive, but subjects the reappropriation to Controlling Board approval.

No provision.

Permits the OBM Director, upon written request of the AGR Director and subject to the approval of the Controlling Board, to increase appropriations under DPF Fund 6H20 appropriation item 700670, H2Ohio, by \$10,000,000 in both FY 2022 and FY 2023 and appropriates the increased amounts approved by the Controlling Board.

No provision.

Earmarks \$1,800,000 in FY 2022 and \$2,200,000 in FY 2023 under DPF Fund 6H20 appropriation item 700670, H2Ohio, to be used to match federal funding available to establish a water quality pilot program at Shallow Run located in Hardin County in accordance with Section 3 of Sub. H.B. 7 of the 133rd G.A. Specifies the earmark cannot be released until AGR reports to the Controlling Board that federal funding for the pilot program has been committed or obtained.

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**AGRCD13 Clean Ohio Agricultural Easement Operating Expenses**

**Section: 211.20**

Requires CLF Fund 7057 appropriation item 700632, Clean Ohio Agricultural Easement Operating, to be used to administer the Clean Ohio Agricultural Easement Purchase Program under RC 901.21, 901.22, and 5301.67 to 5301.70.

**Section: 211.20**

Same as the Executive.

**AGRCD14 Cash Transfer to Auctioneers Fund**

**Section: 211.20**

Allows the OBM Director, on or before December 31, 2021 and upon the request of the AGR Director, to transfer up to \$300,000 from the Auction Recovery Fund (Fund 5U10) to the Auctioneer Fund (Fund 5B80).

**Section: 211.20**

Same as the Executive, but requires Controlling Board approval before cash is transferred from Fund 5U10 to Fund 5B80.

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**OBMCD9 OBM oversight over certain fund allocations**

**R.C. 121.08, 121.084, 169.05, 901.91, 1121.30, 1181.06, 1321.21, 1707.37, 1733.321, 3701.831, 3737.71, 3745.014, 4735.211, 4763.15**

Eliminates the Director of Budget and Management's oversight regarding internal agency fund assessments and allocations for the following funds: Division of Administration Fund, Unclaimed Funds Trust Fund, Division of Securities Fund, Industrial Compliance Operating Fund, Division of Real Estate Operating Fund, Real Estate Appraiser Operating Fund, State Fire Marshal's Fund, Banks Fund, Consumer Finance Fund, Credit Unions Fund, and Financial Institutions Fund (all administered by the Department of Commerce); the Department of Agriculture's operating funds; the Department of Health's operating funds; and the Environmental Protection Agency's Central Support Indirect Fund.

**Fiscal effect: None.**

**R.C. 121.08, 121.084, 169.05, 901.91, 1121.30, 1181.06, 1321.21, 1707.37, 1733.321, 3701.831, 3737.71, 3745.014, 4735.211, 4763.15**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**OBMCD40 Utility Radiological Safety Board assessments**

**Section: 514.10**

Specifies the maximum amounts, unless the agency and nuclear electric utility mutually agree to a higher amount by contract, that may be assessed against nuclear electric utilities under RC 4937.05 (B) (2) and deposited into the following funds:

\$101,130 in each of FY 2022 and FY 2023 to the Utility Radiological Safety Fund (Fund 4E40) used by the Department of Agriculture;

\$1,300,000 in each of FY 2022 and FY 2023 to the Radiation Emergency Response Fund (Fund 6100) used by the Department of Health;

**Section: 514.10**

Same as the Executive.

Same as the Executive.

Same as the Executive.



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\$325,370 in FY 2022 and \$332,287 in FY 2023 to the ER Radiological Safety Fund (Fund 6440) used by the Environmental Protection Agency; and

Same as the Executive.

\$1,368,624 in FY 2022 and \$1,378,304 in FY 2023 to the Emergency Response Plan Fund (Fund 6570) used by the Department of Public Safety.

Same as the Executive.

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**SOACD1 Abolishment of the Southern Ohio Agricultural and Community Development Foundation**

**Section: 518.30, R.C. 102.02, 183.021, 183.33, Repealed: 183.12 - 183.17**

Abolishes the Southern Ohio Agricultural Community Foundation on December 30, 2021 and takes the following steps related to that action: (1) eliminates SOA's board of trustees; (2) confers the responsibility for winding down SOA's affairs upon the Department of Agriculture (AGR), including the possible transfer of employees from the Foundation to AGR; (3) abolishes the Southern Ohio Agricultural and Community Development Foundation Endowment Fund and requires the Treasurer of State to remit the cash balance in the Fund to the Ohio Proud Marketing Fund (Fund 4R00) used by AGR; and (4) abolishes the Southern Ohio Agricultural and Community Development Operating Expenses Fund (Fund 5M90) and requires the OBM Director to transfer the cash balance in Fund 5M90 to Fund 4R00.

**Fiscal effect: At the end of CY 2020, the cash balance in the Endowment Fund was \$1.0 million.**

**Section: 518.30, R.C. 102.02, 183.021, 183.33, Repealed: 183.12 - 183.17**

Same as the Executive.

**Fiscal effect: Same as the Executive.**