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H.B. 464*
134th General Assembly

Bill Analysis

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Version: As Reported by House Agriculture and Conservation

Primary Sponsor: Rep. Wiggam

Helena Volzer, Attorney

SUMMARY

- Eliminates the requirement that a transient noncommunity water system demonstrate the technical, managerial, and financial capability to comply with the Safe Drinking Water Law through implementation of an asset management program.
- Prohibits the Director of Environmental Protection from adopting or enforcing any rules requiring a transient noncommunity system to implement, prepare, or complete an asset management program.
- Eliminates the requirement that the operator of a transient noncommunity water system include information regarding the system's asset management program when applying to install a new water well.

DETAILED ANALYSIS

Public water system asset management program

Under current law, all public water systems must demonstrate the technical, managerial, and financial capability of the system to comply with the Ohio Safe Drinking Water Law by implementing an asset management program. An asset management program must include certain elements, including an inventory of system assets, emergency preparedness and contingency planning, and long-term funding strategies. The Director of Environmental Protection, at any time, can request that a public water system submit a written description of the system's asset management program. The system must comply with the request within 30 days. If a system fails to demonstrate its compliance capability, the Director may take any

* This analysis was prepared before the report of the House Agriculture and Conservation Committee appeared in the House Journal. Note that the legislative history may be incomplete.

enforcement actions authorized for Safe Drinking Water Law violations, including suspending the system's ability to operate.¹

The bill eliminates the requirement that transient noncommunity water systems demonstrate technical, managerial, and financial capability and implement an asset management program.² A transient noncommunity water system is a noncommunity public water system that does not regularly serve at least 25 of the same persons over six months per year and is not a community water system or a nontransient noncommunity water system.³

The bill also prohibits the Director from adopting or enforcing rules requiring a transient noncommunity system to prepare, implement, or complete an asset management program.⁴ Finally, it eliminates the requirement that the operator of a transient noncommunity water system include information regarding the system's asset management program when applying to install a new water well.⁵

HISTORY

Action	Date
Introduced	10-25-21
Reported, H. Agriculture and Conservation	--

ANHB0464RH-134/ts

¹ R.C. 6109.24.

² R.C. 6109.24(G)(2).

³ R.C. 6109.01(L).

⁴ R.C. 6109.24(G)(1).

⁵ R.C. 6109.072(B).