

# Environmental Review Appeals Commission

## Role and Overview

The Environmental Review Appeals Commission (EBR) hears and resolves appeals resulting from various technical and legal final actions taken by the Ohio Environmental Protection Agency, the Ohio Department of Agriculture, county and local boards of health, the State Fire Marshal's Office, and the State Emergency Response Commission. The commission functions like a court and was created specifically for the purpose of resolving environmental disputes involving the above-cited administrative agencies. The commission consists of six employees. Three are members appointed by the Governor for staggered six-year terms. Each member must have extensive experience in pollution control and abatement technology, ecology, public health, environmental law, and the economics of natural resource development or related fields. The remaining three employees are full-time permanent employees. An Executive Director and a clerk perform the day-to-day functions of the commission; a program administrator/staff attorney assists the Commissioners.

More information regarding the Environmental Review Appeals Commission is available at <http://www.ERAC.ohio.gov>.

## Agency Priorities

- Continue to administer quasi-judicial appellate review of final actions in a non-partisan forum to efficiently resolve the issues brought forth within its jurisdiction.
- Resolve all appeals filed with the commission in a timely manner.
- Implement and revise policies and procedures to assure an efficient and timely appeal process.

## Funding Recommendation for 2014 and 2015

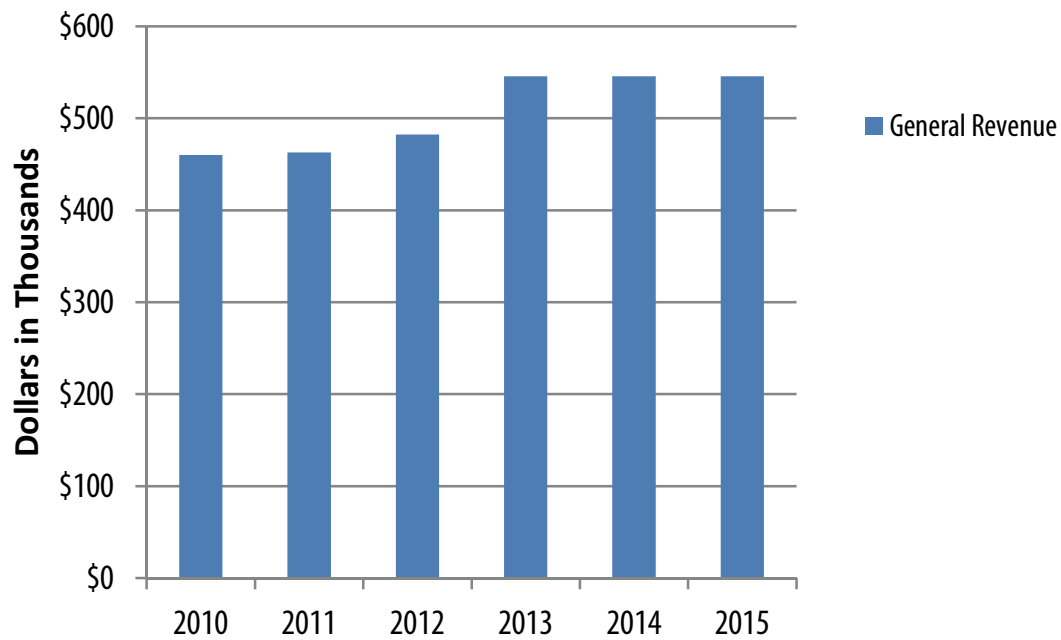
- GRF: Funding for fiscal year 2014 is \$545.5 thousand (or a 0.0% increase from fiscal year 2013). Funding for fiscal year 2015 is \$545.5 thousand (or a 0.0% increase from fiscal year 2014).
- All Funds: Funding for fiscal year 2014 is \$545.5 thousand (or a 0.0% increase from fiscal year 2013). Funding for fiscal year 2015 is \$545.5 thousand (or a 0.0% increase from fiscal year 2014).

## The Executive Recommendation will fund the following objectives:

- Provide quasi-judicial appellate review of appeals of certain final actions of the Ohio Environmental Protection Agency, the Ohio Department of Agriculture, the State Fire Marshal's Office, the State Emergency Response Commission, and county and local boards of health.
- Provide a consistent body of environmental case law in Ohio.
- Provide impartial, professional oversight of certain final actions made by regulatory agencies, over which the commission has jurisdiction.

## Environmental Review Appeals Commission

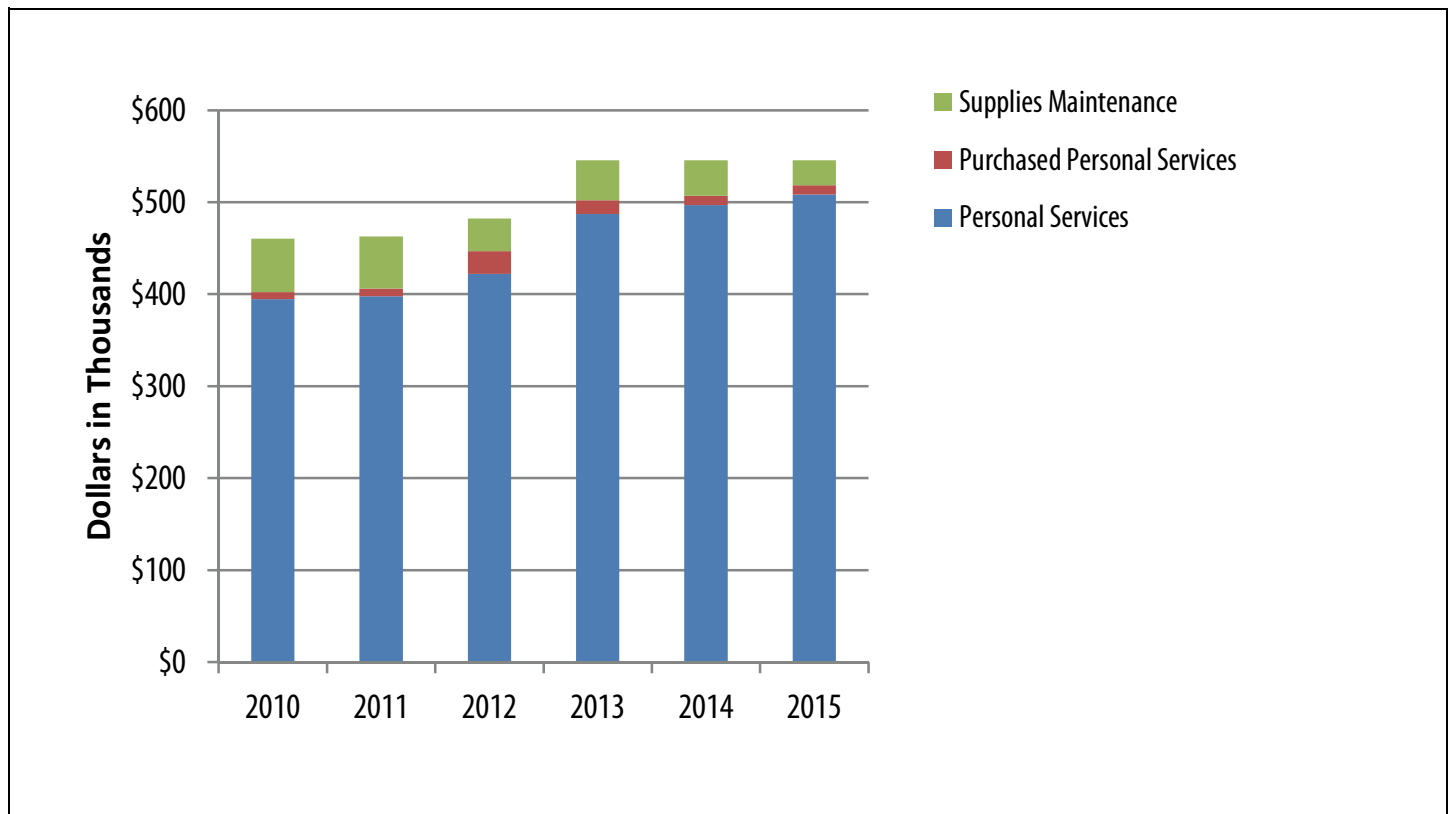
## Budget Fund Group Information



(in Thousands)	Actual			Est.	% Change	Recommended			
Budget Fund Group	FY 2010	FY 2011	FY 2012	FY 2013	FY 12-13	FY 2014	% Change	FY 2015	%Change
General Revenue	460	463	482	546	13.1%	546	0.0%	546	0.0%
<b>Total</b>	<b>460</b>	<b>463</b>	<b>482</b>	<b>546</b>	<b>13.1%</b>	<b>546</b>	<b>0.0%</b>	<b>546</b>	<b>0.0%</b>

## Environmental Review Appeals Commission

## Expense Account Category Information



(in Thousands)	Actual			Est.	% Change	Recommended			
Expense Account Category	FY 2010	FY 2011	FY 2012	FY 2013	FY 12-13	FY 2014	% Change	FY 2015	%Change
Personal Services	394	398	422	487	15.4%	497	2.0%	508	2.3%
Purchased Personal Services	8	8	25	15	-38.9%	10	-33.3%	10	0.0%
Supplies & Maintenance	58	57	36	43	22.0%	39	-11.2%	27	-29.4%
<b>Total</b>	<b>460</b>	<b>463</b>	<b>482</b>	<b>546</b>	<b>13.1%</b>	<b>546</b>	<b>0.0%</b>	<b>546</b>	<b>0.0%</b>

**Program Series 1: Environmental Review Appeals Commission (124A0)**

The Hearing and Determination Process Program (124B1) supports the Environmental Review Appeals Commission by hearing and resolving environmental appeals in accordance with the Ohio Revised Code.

			Estimated	Recommended			
Fund	ALI	ALI Name	FY 2013	FY 2014	% Change	FY 2015	% Change
GRF	172321	Operating Expenses	545,530	545,530	0.0%	545,530	0.0%
<b>Total for Environmental Review Appeals Commission</b>			<b>545,530</b>	<b>545,530</b>	<b>0.0%</b>	<b>545,530</b>	<b>0.0%</b>

Environmental Review Appeals Commission

			Actual			Estimated	Recommended			
Fund	ALI	ALI Name	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	% Change	FY 2015	% Change
GRF	172321	Operating Expenses	460,187	462,827	482,341	545,530	545,530	0.0%	545,530	0.0%
Total General Revenue			460,187	462,827	482,341	545,530	545,530	0.0%	545,530	0.0%
Grand Total Environmental Review Appeals Commission			460,187	462,827	482,341	545,530	545,530	0.0%	545,530	0.0%