



Ohio Revised Code

Section 155.34 [Former R.C. 1509.74, amended and renumbered by H.B. 110, 134th General Assembly, effective 9/30/2021] Rules; standard surface use agreement; scope.

Effective: September 30, 2021

Legislation: House Bill 110 - 134th General Assembly

(A) Not later than one hundred twenty days after the effective date of this amendment , the oil and gas land management commission shall adopt rules in accordance with Chapter 119. of the Revised Code establishing both of the following:

(1) A standard lease form that shall be used by a state agency for leases entered into under this chapter that is consistent with the practices of the oil and natural gas industries and that contains all of the following:

(a) A prohibition against the use of the surface of the parcel of land for oil and gas development unless the state agency, in its sole discretion, chooses to negotiate and execute a written surface use agreement established under this section;

(b) A one-eighth gross landowner royalty;

(c) A primary term of three years;

(d) An option for the lessee to extend the primary term of the lease for an additional three years by tendering to the state agency the same bonus paid when first entering into the lease.

(2) Any other procedures necessary to implement sections 155.30 to 155.36 of the Revised Code.

(B) Not later than one hundred and twenty days after the effective date of this amendment , the commission shall establish a standard surface use agreement that a state agency shall use to authorize the use of the surface of a leased parcel of land.

(C) Section 121.95 of the Revised Code does not apply to rules adopted under this section and the



commission is not subject to any requirements of that section.
