

Amend the proposed Floor Amendment No. 1 to CSSB 13 (85S11497) as follows:

(1) In SECTION 1 of the bill, strike amended Section 214.904(b), Local Government Code (page 1, lines 14-23), and substitute the following:

(b) Not later than the 30th [~~45th~~] day after the date an application for a permit is submitted, the municipality must:

(1) grant or make a preliminary determination to deny the permit;

(2) provide written notice to the applicant stating the reasons why the municipality has been unable to act on [~~grant or deny~~] the permit application; [~~or~~]

(3) reach a written agreement with the applicant providing for a deadline not later than the 120th day after the date the application was submitted for granting or denying the permit; or

(4) grant conditional approval of the permit and provide written notice to the applicant stating:

(A) the applicant has met the municipality's requirements for the permit;

(B) the municipality has not received documentation of state or federal approval relating to the permit that is required under state or federal law;

(C) the municipality is granting conditional approval of the permit; and

(D) the municipality will grant final approval of the permit or deny the permit, as applicable, on the date the municipality receives documentation of the state or federal approval or disapproval.

(2) In SECTION 1 of the bill, immediately after amended Section 214.904(c), Local Government Code (after page 1, line 29), insert the following:

(c-1) For a permit application for which notice is provided under Subsection (b)(4), the municipality must grant the final approval of the permit or deny the permit, as applicable, on the date the municipality receives documentation of the state or federal approval or disapproval relating to the permit.

(3) In SECTION 1 of the bill, in amended Section 214.904(d), Local Government Code (page 2, line 3), between "Subsection (c)" and "or by an agreement", insert "or (c-1)".

(4) In SECTION 1 of the bill, strike added Section 214.904(g), Local Government Code (page 3, lines 5-17), and substitute the following:

(g) If an applicant substantially completes the remedial actions specified in the notice under Subsection (e) and, if applicable, Subsection (f) within the period required, the applicant may request reconsideration of the determination. If the municipality determines the applicant has substantially completed the specified remedial actions, the municipality shall:

(1) grant the permit; or

(2) conditionally approve the permit, if the municipality has not received documentation of state or federal approval relating to the permit that is required under state or federal law.

(g-1) Not later than the 15th day after the date the applicant's request for reconsideration is received, the municipality shall send the applicant written notice of:

(1) a final determination to grant or deny the permit;

or

(2) a determination to conditionally approve the permit until state or federal approval or disapproval relating to the permit is received.

(g-2) If the municipality fails to send notice of a final determination to grant or deny a permit within the period required by Subsection (g-1), the permit application is considered approved and the municipality shall issue the permit. If the municipality fails to send notice of a conditional approval of the permit within the period required by Subsection (g-1), the permit application is considered conditionally approved by the municipality and the municipality shall issue or deny the permit, as applicable, on the date the municipality receives documentation of the state or federal approval or disapproval relating to the permit.

(5) In SECTION 2 of the bill, strike amended Section 233.901(b), Local Government Code (page 4, line 28, through page 5,

line 6), and substitute the following:

(b) Not later than the 30th [~~45th~~] day after the date an application for a permit is submitted, the county must:

(1) grant or make a preliminary determination to deny the permit;

(2) provide written notice to the applicant stating the reasons why the county has been unable to act on the permit application; [~~or~~]

(3) reach a written agreement with the applicant providing for a deadline not later than the 120th day after the date the application was submitted for granting or denying the permit; or

(4) grant conditional approval of the permit and provide written notice to the applicant stating:

(A) the applicant has met the county's requirements for the permit;

(B) the county has not received documentation of state or federal approval relating to the permit that is required under state or federal law;

(C) the county is granting conditional approval of the permit; and

(D) the county will grant final approval of the permit or deny the permit, as applicable, on the date the county receives documentation of the state or federal approval or disapproval.

(6) In SECTION 2 of the bill, immediately after amended Section 233.901(c), Local Government Code (page 5, between lines 12 and 13), insert the following:

(c-1) For a permit application for which notice is provided under Subsection (b)(4), the county must grant the final approval of the permit or deny the permit, as applicable, on the date the county receives documentation of the state or federal approval or disapproval relating to the permit.

(7) In SECTION 2 of the bill, in amended Section 233.901(d), Local Government Code (page 5, line 14), between "Subsection (c)" and "or by an agreement", insert "or (c-1)".

(8) In SECTION 2 of the bill, strike added Section

233.901(g), Local Government Code (page 6, lines 16-28), and substitute the following:

(g) If an applicant substantially completes the remedial actions specified in the notice under Subsection (e) and, if applicable, Subsection (f) within the period required, the applicant may request reconsideration of the determination. If the county determines the applicant has substantially completed the specified remedial actions, the county shall:

(1) grant the permit; or

(2) conditionally approve the permit, if the county has not received documentation of state or federal approval relating to the permit that is required under state or federal law.

(g-1) Not later than the 15th day after the date the applicant's request for reconsideration is received, the county shall send the applicant written notice of:

(1) a final determination to grant or deny the permit;

or

(2) a determination to conditionally approve the permit until state or federal approval or disapproval relating to the permit is received.

(g-2) If the county fails to send notice of a final determination to grant or deny a permit within the period required by Subsection (g-1), the permit application is considered approved and the county shall issue the permit. If the county fails to send notice of a conditional approval of the permit within the period required by Subsection (g-1), the permit application is considered conditionally approved by the county and the county shall issue or deny the permit, as applicable, on the date the county receives documentation of the state or federal approval or disapproval relating to the permit.