

HB0692/833927/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 692
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring” and substitute “establishing that”; in the same line, after “corporation” insert “has the authority”; and in line 7, after “lines;” insert “requiring a county or municipal corporation to process the local permits in a certain manner; prohibiting a county or municipal corporation from conditioning the approval of the local permits on certain reviews, approvals, and findings;”.

AMENDMENT NO. 2

On page 2, in lines 3 and 4 and 12 and 13, in each instance, strike “**NOTWITHSTANDING ANY LOCAL LAW, A COUNTY OR MUNICIPAL CORPORATION SHALL PROCESS WITHIN A REASONABLE TIME**” and substitute “**(1) A COUNTY OR MUNICIPAL CORPORATION HAS THE AUTHORITY TO PROCESS**”; and after lines 6 and 15, in each instance, insert:

(2) A COUNTY OR MUNICIPAL CORPORATION SHALL PROCESS ANY LOCAL PERMITS REQUIRED UNDER A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED UNDER THIS SECTION:

(I) WITHIN A REASONABLE TIME; AND

(II) TO THE EXTENT LOCAL LAWS ARE NOT PREEMPTED BY STATE LAW, IN ACCORDANCE WITH LOCAL LAWS.

(3) A COUNTY OR MUNICIPAL CORPORATION MAY NOT CONDITION THE APPROVAL OF A LOCAL PERMIT REQUIRED UNDER A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED UNDER THIS SECTION ON:

(I) RECEIPT OF ANY OF THE FOLLOWING REVIEWS OR APPROVALS FOR ANY ASPECT OF A GENERATING STATION, AN OVERHEAD TRANSMISSION LINE, OR A QUALIFIED LEAD LINE PROPOSED TO BE CONSTRUCTED UNDER THE CERTIFICATE:

1. A CONDITIONAL USE APPROVAL;
2. A SPECIAL EXCEPTION APPROVAL;
3. A FLOATING ZONE APPROVAL; OR
4. ANY DISCRETIONARY REVIEW OR APPROVAL; OR

(II) A FINDING BY THE COUNTY OR MUNICIPAL CORPORATION THAT THE PROJECT IS CONSISTENT WITH OR ALLOWED BY THE COMPREHENSIVE PLAN OR ZONING OF THE COUNTY OR MUNICIPAL CORPORATION.”.