Simultaneous Regulatory, Licensing, and Permitting Processes

This Act allows state agencies with regulatory or permitting authority over businesses to establish a process to allow one or more other state or local agencies to simultaneously review and approve business licenses and permits at a business’s request. Businesses that request this process cannot recover any fees associated with the simultaneous review if those businesses fail to get the items under review approved.

Submitted as:
Rhode Island
Chapter 258 of 2010
Status: Enacted into law in 2010.

Suggested State Legislation

(Title, enacting clause, etc.)

Section 1. [Short Title.] This Act shall be cited as “An Act to Establish Simultaneous Regulatory, Licensing and Permitting Processes.”

Section 2. [Simultaneous Regulatory, Licensing, and Permitting Processes.]

(A) Any state agency with regulatory or permitting authority over a business shall establish a process whereby, at the option of the business and, if applicable, upon the presentation by the business of a preliminary determination by the municipality that the subject proposal is consistent with the applicable municipal zoning ordinances, the agency will conduct a simultaneous review and approval process with one or more other state or municipal agencies, and will not require prior approval of one or more state or municipal agencies before beginning the review and approval process.

(B) Nothing in this section shall entitle a business to recoup or recover any costs or fees associated with the simultaneous regulatory or permitting processes. If one or more state or municipal agencies fail to approve a permit, license, or regulatory application, thereby influencing the granting of a contingent approval from another municipal or state entity, the business may not recover any associated costs from the agencies involved in the simultaneous review processes; provided, that this section shall not affect the ability of a business to recoup or recover costs associated with the licensing, permitting, or application processes allowed under any other state law.

(C) All state agencies shall inform businesses about the possibility that one or more other state agencies may fail to approve a contingent permit, license, or regulatory application, and that a business may not recoup or recover costs associated with one application due to the denial or disapproval of another.

Section 3. [Severability.] [Insert severability clause.]

Section 4. [Repealer.] [Insert repealer clause.]

Section 5. [Effective Date.] [Insert effective date.]