

CHRISTI CRADDICK, *CHAIRMAN*  
 WAYNE CHRISTIAN, *COMMISSIONER*  
 JIM WRIGHT, *COMMISSIONER*



ALEXANDER C. SCHOCH, *GENERAL COUNSEL*

# RAILROAD COMMISSION OF TEXAS

## OFFICE OF GENERAL COUNSEL

### MEMORANDUM

**TO:** Chairman Christi Craddick  
 Commissioner Wayne Christian  
 Commissioner Jim Wright

**FROM:** Haley Cochran, Assistant General Counsel

**THROUGH:** Alexander C. Schoch, General Counsel

**DATE:** October 15, 2024

**SUBJECT:** Proposed amendments to 16 TAC §1.201, relating to  
 Time Periods for Processing Applications and  
 Issuing Permits Administratively

| October 15, 2024                                                                                                                                                                                                                                                                                      |        |         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|---------|
| Approved                                                                                                                                                                                                                                                                                              | Denied | Abstain |
| <div>DS</div>  <div>DS</div>  <div>DS</div>  |        |         |

Attached is Staff's recommendation to publish proposed amendments to 16 Texas Administrative Code §1.201, relating to Time Periods for Processing Applications and Issuing Permits Administratively.

The amendments are proposed to ensure §1.201 more closely aligns with Government Code §2005.003, the statute which requires adoption of §1.201. The table in §1.201(a) is proposed to be amended to reflect current permits, operating division names, and permit processing time periods. Sections 3.8 (relating to Water Protection) and 3.57 (relating to Reclaiming Tank Bottoms, Other Hydrocarbon Wastes, and Other Waste Materials) are currently proposed to be amended in a separate Commission rulemaking. Thus, the obsolete sections of those rules and the permits issued pursuant to those rules are proposed to be removed from the table. The amendments also correct other outdated references and remove permits the Commission no longer issues.

Staff requests the Commission's approval to publish the proposed amendments in the *Texas Register* for public comment. If approved at conference on October 15th, the proposal should appear in the November 1st issue of the *Texas Register*. The proposal and an online comment form would also be made available on the Commission's website, giving interested persons more than two additional weeks to review and submit comments to the Commission.

**Cc:** Danny Sorrells, Acting Executive Director and Director of the Oil and Gas Division  
 Paul Dubois, Assistant Director, Oil and Gas Division, Director of Technical Permitting

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1           The Railroad Commission of Texas (Commission) proposes amendments to §1.201, relating to  
2 Time Periods for Processing Applications and Issuing Permits Administratively. The Commission  
3 proposes the amendments to update cross-references to other Commission rules in the rule and in the  
4 table, as well as other nonsubstantive clarifications.

5           The Commission proposes amendments to §1.201(a) to more closely align with Government  
6 Code §2005.003, the statute which requires adoption of §1.201. The amendments clarify that §1.201 does  
7 not apply to all permits issued by the Commission, but only those permits for which the median time for  
8 processing a permit application from receipt of the initial application to the final permit decision exceeds  
9 seven days. The proposed amendments also replace the definition of “permit” with a reference to  
10 Government Code §2005.003 to ensure the Commission’s rule is consistent with the statutory definition  
11 of the term.

12           The table in §1.201(a) is proposed to be amended to reflect current permits, operating division  
13 names, and permit processing time periods. Sections 3.8 (relating to Water Protection) and 3.57 (relating  
14 to Reclaiming Tank Bottoms, Other Hydrocarbon Wastes, and Other Waste Materials) are currently  
15 proposed to be amended in a separate Commission rulemaking. Thus, the obsolete sections of those rules  
16 and the permits issued pursuant to those rules are proposed to be removed from the table in §1.201(a).  
17 The amendments also correct other outdated references and remove permits the Commission no longer  
18 issues.

19           The Commission also proposes to restructure the table to limit the information for each permit to:  
20 (1) the permit and rule or law governing the permit; (2) the Commission division responsible for  
21 processing the permit; and (3) the initial and final review periods as required by Government Code  
22 §2005.003. The current table includes information on Commission forms and fees associated with the  
23 permits. However, form and fee information is more easily obtained from the Commission’s website. The  
24 Commission’s website is more frequently updated and allows more information about each permit to be  
25 accessible to persons seeking a permit from the Commission. The proposed amendments to the table also  
26 remove column names to simplify future updates. Column name references are proposed to be removed  
27 throughout the section and are replaced with general references to the table.

28           Several permit types are also proposed to be removed from the table because the permit  
29 processing time no longer exceeds seven days, the permit type is no longer issued, or the authorization  
30 does not meet the definition of a permit under Government Code §2005.003.

31           Finally, the Commission proposes amendments in §1.201(c)(7) and (e) to reflect the current name  
32 of the division which contains the Docket Services Section.

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1 Paul Dubois, Assistant Director of the Oil and Gas Division and Director of Technical Permitting,  
2 has determined that for each year of the first five years the amendments will be in effect, there will be no  
3 fiscal implications for state or local governments as a result of the amendments. In addition, there is no  
4 anticipated cost for persons required to comply with the proposed amendments. The proposed  
5 amendments merely update §1.201 to provide current information regarding permit processing time  
6 periods at the Commission.

7 Mr. Dubois has determined that for each year of the first five years the proposed amendments will  
8 be in effect, the anticipated public benefit will be transparency regarding current Commission permit  
9 review time and related requirements.

10 The Commission has determined that the proposed amendments will not have an adverse  
11 economic effect on rural communities, small businesses, or micro-businesses. Therefore, the Commission  
12 has not prepared the economic impact statement or the regulatory flexibility analysis pursuant to Texas  
13 Government Code §2006.002.

14 The Commission has also determined that the proposed amendments will not affect a local  
15 economy. Therefore, the Commission has not prepared a local employment impact statement pursuant to  
16 Texas Government Code §2001.022.

17 The Commission has determined that the amendments do not meet the statutory definition of a  
18 major environmental rule as set forth in Texas Government Code, §2001.0225; therefore, a regulatory  
19 analysis conducted pursuant to that section is not required.

20 During the first five years that the amendments would be in effect, the proposed amendments  
21 would not: create or eliminate any employee positions; require an increase or decrease in future  
22 legislative appropriations; increase fees paid to the agency; create a new regulation; increase or decrease  
23 the number of individuals subject to the rule's applicability; expand, limit, or repeal an existing regulation;  
24 or affect the state's economy. The amendments merely update the rule to reflect current time periods for  
25 administrative review and approval of permits and other authorizations given by the Commission.

26 Comments on the proposed amendments may be submitted to Rules Coordinator, Office of  
27 General Counsel, Railroad Commission of Texas, P.O. Box 12967, Austin, Texas 78711-2967; online at  
28 [www.rrc.texas.gov/legal/rules/comment-form-for-proposed-rulemakings](http://www.rrc.texas.gov/legal/rules/comment-form-for-proposed-rulemakings); or by electronic mail to  
29 [rulescoordinator@rrc.texas.gov](mailto:rulescoordinator@rrc.texas.gov). The Commission will accept comments until noon (12:00 p.m.) on  
30 Monday, December 2, 2024. The Commission finds that this comment period is reasonable because the  
31 proposal and an online comment form will be available on the Commission's website more than two  
32 weeks prior to Texas Register publication of the proposal, giving interested persons additional time to  
33 review, analyze, draft, and submit comments. The Commission cannot guarantee that comments

submitted after the deadline will be considered. For further information, call Paul Dubois at 512-463-6778. The status of Commission rulemakings in progress is available at <https://rrc.texas.gov/general-counsel/rules/proposed-rules/>. If you submit a comment and do not see the comment posted at this link within three business days of submittal, please call the Office of General Counsel at (512) 463-7149. The Commission has safeguards to prevent emailed comments from getting lost; however, your operating system's or email server's settings may delay or prevent receipt.

The Commission proposes the amendments under Texas Government Code §2005.003, which requires a state agency that issues permits to adopt procedural rules for processing permit applications and issuing permits; Texas Government Code §2001.004, which requires a state agency to adopt rules of practice stating the nature and requirements of all available formal and informal procedures; and Texas Natural Resources Code §81.051 and §81.052, which provide the Commission with jurisdiction over all persons owning or engaged in drilling or operating oil or gas wells in Texas and the authority to adopt all necessary rules for governing and regulating persons and their operations under the jurisdiction of the Commission.

Statutory Authority: Texas Government Code §§2005.003 and 2001.004; Texas Natural Resources Code §§81.051 and 81.052.

Cross-reference to statute: Texas Government Code Chapters 2001 and 2005; Texas Natural Resources Code Chapter 81.

§1.201. Time Periods for Processing Applications and Issuing Permits Administratively.

(a) Applicability. This rule applies to permits issued administratively by the Commission through the operating divisions listed in Table 1 of this section and for which the median permit processing time exceeds seven days. These permits are listed [the permits listed] in [Column A of] Table 1 of this section. For purposes of this rule, the term "permit" has the meaning assigned in Texas Government Code Chapter 2005. [includes any authorization issued administratively by the Commission, through the Oil and Gas Division, the Gas Services Division, the Surface Mining and Reclamation Division, or the Rail/LP-Gas/Pipeline Safety Division, and required by the Commission either to engage in or conduct a specific activity [or to deviate from requirements, standards, or conditions in statutes or Commission rules] and for which the median processing time exceeds seven days].

**Figure: 16 TAC §1.201(a)**

(b) Completeness. An application is complete when the division or section shown in [Column B of] Table 1 has determined that the application contains information addressing each application requirement of the regulatory program and all information necessary to initiate the final review by the

1 division or section processing the application. For purposes of this section, certain applicants~~[, as shown~~  
2 ~~in Column D of Table 1,~~] are required to have an approved organization report (Form P-5) on file with the  
3 Commission in order for an application to be complete.

4 (c) Time periods.

5 (1) The date a permit application is received under this section is the date the application  
6 reaches the designated division or section within a division as shown in ~~[Column B of]~~ Table 1.

7 (2) The division or section shown in ~~[Column B of]~~ Table 1 shall process permit  
8 applications in accordance with the time periods shown in ~~[Columns F and G of]~~ Table 1 for a particular  
9 permit. Time periods are counted on the basis of calendar days.

10 (3) The Initial Review Period, shown in ~~[Column F of]~~ Table 1, begins on the date the  
11 designated division or section receives the application and ends on the date the division or section gives  
12 written notice to the applicant indicating that either:

13 (A) the application is complete and accepted for filing; or

14 (B) the application is incomplete, as described in paragraph (4) of this subsection.

15 (4) If the division or section determines that an application is incomplete, the division or  
16 section shall notify the applicant in writing and shall describe the specific information required to  
17 complete the application. An applicant may make no more than two supplemental filings to complete an  
18 application. The Initial Review Period shall start again each time the division or section receives a  
19 supplemental filing relating to an incomplete application. After the second supplemental submission, if  
20 the application is complete, the division or section shall administratively rule on the application; if the  
21 application is still incomplete, the division or section shall administratively deny the application. The  
22 division or section specifically does not have the authority to accept or review any other additional  
23 supplemental submissions. The division or section shall notify the applicant in writing of the  
24 administrative decision and, in the case of an administrative denial, the applicant's right to request a  
25 hearing on the application as it stands. The applicant may withdraw the application.

26 (5) The Final Review Period, shown in ~~[Column G of]~~ Table 1, begins on the date the  
27 division or section makes a determination under paragraph (3)(A) of this subsection and ends on the date  
28 the permit is:

29 (A) administratively granted;

30 (B) administratively denied; or

31 (C) docketed as a contested case proceeding if the application is neither  
32 administratively granted nor administratively denied.

1 (6) An applicant whose application has been administratively denied may request a  
2 hearing by filing a written request for a hearing addressed to the division or section processing the  
3 application, within 30 days of the date the application is administratively denied.

4 (7) Within seven days of either docketing an application under paragraph (5)(C) of this  
5 subsection or receiving a written request for a hearing under paragraph (6) of this subsection, the division  
6 or section processing the application shall forward the file and any request for hearing, including any  
7 memoranda or notes explaining or describing the reasons for docketing or administrative denial, to the  
8 Docket Services Section of the Hearings Division, which ~~[Office of General Counsel. The Office of~~  
9 ~~General Counsel]~~ shall process the application as prescribed in subsection (e) of this section.

10 (d) Complaint procedure.

11 (1) An applicant may complain directly to the Executive Director if a division or section  
12 does not process an application within the applicable time periods shown in ~~[Columns F and G of]~~ Table  
13 1, and may request a timely resolution of any dispute arising from the claimed delay. All complaints shall  
14 be in writing and shall state the specific relief sought, which may include the full reimbursement of any  
15 ~~[the]~~ fee paid in that particular application process~~[, if any, as shown in Column E of Table 1]~~. As soon as  
16 possible after receiving a complaint, the Executive Director shall notify the appropriate division director  
17 of the complaint.

18 (2) Within 30 days of receipt of a complaint, the division director of the division or  
19 section processing the application that is the subject of the complaint shall submit to the Executive  
20 Director a written report of the facts relating to the processing of the application. The report shall include  
21 the division director's explanation of the reason or reasons the division or section did or did not exceed  
22 the established time periods. If the Executive Director does not agree that the division or section has  
23 violated the established periods or finds that good cause existed for the division or section to have  
24 exceeded the established periods, the Executive Director may deny the relief requested by the complaint.

25 (3) For purposes of this section, good cause for exceeding the established period means:

26 (A) the number of permit applications to be processed by the division or section  
27 exceeds by at least 15 percent the number of permit applications processed by that division or section in  
28 the same quarter of the previous calendar year;

29 (B) the division or section must rely on another public or private entity to process  
30 all or part of the permit application received by the agency, and the delay is caused by that entity; or

31 (C) other conditions exist that give the division or section good cause for  
32 exceeding the established period, including but not limited to circumstances such as personnel shortages,  
33 equipment outages, and other unanticipated events or emergencies.

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(4) The Executive Director shall make the final decision and provide written notification of the decision to the applicant and the division or section within 60 days of receipt of the complaint.

(e) Hearings. If an application is docketed as a contested case proceeding, it is governed by the time periods in this chapter (relating to Practice and Procedure) once the application has been filed with the Docket Services Section of the Hearings Division [~~Office of General Counsel~~].

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas on 10/15/2024, 2024.  
10/15/2024

Filed with the Office of the Secretary of State on \_\_\_\_\_, 2024.

Signed by:

*Haley Cochran*

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Haley Cochran

Assistant General Counsel, Office of General Counsel  
Railroad Commission of Texas

Figure: 16 TAC §1.201(a)

Table 1. Initial and Final Review Periods for Permits Issued by the Railroad Commission of Texas,  
For Which Median Permit Processing Time Exceeds Seven Days

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code                                                                                 | <b>Division, Section</b><br><b>Receiving Application</b>      | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------|------------------------------|----------------------------|
| §3.6 (SWR 6), Application for<br>Multiple Completion<br><b>Multiple Completion</b><br><b>Authorization</b>                                                    | Oil and Gas Division,<br>Administrative<br>Compliance Section | 60                           | 10                         |
| §3.9 (SWR 9), Disposal Wells<br><b>Disposal Well Permits</b>                                                                                                  | Oil and Gas Division,<br>Injection-Storage Permits<br>Section | 30                           | 15                         |
| §3.10 (SWR 10), Restriction of<br>Production of Oil and Gas from<br>Different Strata<br><b>Authority to Commingle</b>                                         | Oil and Gas Division,<br>Administrative<br>Compliance Section | 14                           | 21                         |
| §3.23 (SWR 23), Vacuum Pumps<br><b>Authorization to Use</b><br><b>Vacuum Pump</b>                                                                             | Oil and Gas Division,<br>Administrative<br>Compliance Section | 7                            | 21                         |
| §3.41 (SWR 41), Application for<br>New Oil or Gas Field Designation<br>and/or Allowable<br><b>New Oil or Gas Field Designation</b><br><b>and/or Allowable</b> | Oil and Gas Division,<br>Administrative<br>Compliance Section | 14                           | 7                          |
| §3.46 (SWR 46), Fluid Injection into<br>Productive Reservoirs<br><b>Injection Permit</b>                                                                      | Oil and Gas Division,<br>Injection-Storage Permits<br>Section | 30                           | 15                         |
| §3.46 (SWR 46), Fluid Injection into<br>Productive Reservoirs<br><b>Injection Permit with</b><br><b>Authorization to Inject Fresh</b><br><b>Water</b>         | Oil and Gas Division,<br>Injection-Storage Permits<br>Section | 30                           | 15                         |
| §3.46 (SWR 46), Fluid Injection into<br>Productive Reservoirs<br><b>Area Permit</b>                                                                           | Oil and Gas Division,<br>Injection-Storage Permits<br>Section | 45                           | 45                         |
| §3.48 (SWR 48), Capacity Oil<br>Allowables for Secondary or<br>Tertiary Recovery Projects <b>Capacity</b><br><b>Oil Allowables</b>                            | Oil and Gas Division,<br>Administrative<br>Compliance Section | 7                            | 21                         |
| §3.50 (SWR 50), Enhanced Oil<br>Recovery Projects<br>Approval and Certification for Tax                                                                       | Oil and Gas Division,<br>Administrative<br>Compliance Section | 7                            | 25                         |

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code                                                                                                            | <b>Division, Section<br/>Receiving Application</b>         | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|------------------------------|----------------------------|
| Incentive<br><b>Certificate for Recovered Oil Tax Rate</b>                                                                                                                               |                                                            |                              |                            |
| §3.50 (SWR 50) Enhanced Oil Recovery Projects<br>Approval and Certification for Tax Incentive<br><b>Approval Concurrent With Recovered Oil Tax Rate</b>                                  | Oil and Gas Division,<br>Administrative Compliance Section | 7                            | 25                         |
| §3.50 (SWR 50), Enhanced Oil Recovery Projects<br>Approval and Certification for Tax Incentive<br><b>Positive Production Response Certificate</b>                                        | Oil and Gas Division,<br>Administrative Compliance Section | 7                            | 25                         |
| §3.70 (SWR 70), Pipeline Permits Required<br><b>Permit to Operate a Pipeline</b>                                                                                                         | Oversight and Safety Division, Pipeline Safety Department  | 21                           | 15                         |
| §3.81 (SWR 81), Brine Mining Injection Wells<br><b>Brine Mining Injection Permit</b>                                                                                                     | Oil and Gas Division,<br>Technical Permitting Section      | 30                           | 30                         |
| §3.82 (SWR 82),<br><b>Permit for Brine Production Projects and Associated Class V Spent Brine Return Wells</b>                                                                           | Oil and Gas Division,<br>Technical Permitting Section      | 60                           | 90                         |
| §3.83 (SWR 83), Tax Exemption for Two-and Three-year Inactive Wells<br><b>Certification of Inactivity</b>                                                                                | Oil and Gas Division,<br>Administrative Compliance Section | 20                           | 45                         |
| §3.93 (SWR 93), Water Quality Certification<br><b>401 Certification</b>                                                                                                                  | Oil and Gas Division,<br>Technical Permitting Section      | 30                           | 15                         |
| 3.95 (SWR 95), Underground Storage of Liquid or Liquified Hydrocarbons in a Salt Formation<br><b>Permit to Create, Operate, and Maintain an Underground Hydrocarbon Storage Facility</b> | Oil and Gas Division,<br>Technical Permitting Section      | 45                           | 45                         |
| §3.96 (SWR 96), Underground Storage of Gas in Production or Depleted Reservoirs<br><b>Permit to Operate a Gas Storage Project</b>                                                        | Oil and Gas Division,<br>Technical Permitting Section      | 45                           | 45                         |

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code                                                                                  | <b>Division, Section<br/>Receiving Application</b>                                                 | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------|------------------------------|----------------------------|
| §3.97 (SWR 97), Underground<br>Storage of Gas in Salt Formations<br><b>Permit to Create, Operate, and<br/>Maintain an Underground Gas<br/>Storage Facility</b> | Oil and Gas Division,<br>Technical Permitting<br>Section                                           | 45                           | 45                         |
| §3.101 (SWR 101), Certification for<br>Severance Tax Exemption for Gas<br>Produced from High-Cost Gas Wells<br><b>Area Designation</b>                         | Oil and Gas Division,<br>Administrative<br>Compliance Section                                      | 7                            | 45                         |
| §§4.120-4.135, 4.150-4.154<br><b>Non-Commercial and Non-<br/>Centralized Pit Permits</b>                                                                       | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 45                           | 90                         |
| §§4.120-4.135, §§4.140-4.143, and<br>§§ 4.150-4.154<br><b>Commercial or Centralized Pit<br/>Permits</b>                                                        | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 45                           | 90                         |
| §4.120-4.135<br><b>Non-Commercial and Non-<br/>Centralized Landfarming,<br/>Landtreatment</b>                                                                  | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 45                           | 90                         |
| §§4.120-4.135, §§4.140-4.143, and<br>§§4.160-4.164<br><b>Commercial and Centralized<br/>Landfarming, Landtreatment</b>                                         | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 45                           | 90                         |
| §§4.190-4.195<br><b>Waste Hauler Permit</b>                                                                                                                    | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 30                           | 15                         |
| §4.182<br><b>Minor Permit, Hydrostatic Test<br/>Discharge and other minor<br/>permits</b>                                                                      | Oil and Gas Division,<br>Technical Permitting/<br>Environmental<br>Permitting, District<br>Offices | 15                           | 15                         |
| §§4.120-4.135, §§4.140-4.143, and<br>§§4.170-4.173<br><b>Reclamation Plant Permit</b>                                                                          | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 45                           | 90                         |
| §4.184<br><b>Non-Commercial Recycling Plant</b>                                                                                                                | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting                         | 45                           | 90                         |

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code                                | <b>Division, Section</b><br><b>Receiving Application</b>                   | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|--------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|------------------------------|----------------------------|
| §§4.202-4.211<br><b>Commercial Recycling Plant</b>                                                           | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §§4.202-4.211, §§4.212-4.224<br><b>Commercial On-Lease Solid Oil and Gas Waste Recycling</b>                 | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §§4.202-4.211, §§4.230-4.245<br><b>Commercial Off-Lease or Centralized Solid Oil and Gas Waste Recycling</b> | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §§4.202-4.211, §§4.247-4.261<br><b>Commercial Stationary Solid Oil and Gas Waste Recycling</b>               | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §§4.202-4.211, §§4.262-4.277<br><b>Commercial Off-Lease Fluid Recycling</b>                                  | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §§4.202-4.211, §§4.278-4.293<br><b>Commercial Stationary Fluid Recycling</b>                                 | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §4.301, §4.302<br><b>Beneficial Use of Drill Cutting Permits (Treatment and Recycling)</b>                   | Oil and Gas Division,<br>Technical Permitting/<br>Environmental Permitting | 45                           | 90                         |
| §§5.201-5.208 <b>Permit to Construct a Geologic Storage Facility and Associated Class VI Injection Wells</b> | Oil and Gas Division,<br>Technical Permitting<br>Section                   | 60                           | 120                        |
| §§5.201-5.208 <b>Permit to Injection and Store Anthropogenic Carbon Dioxide</b>                              | Oil and Gas Division,<br>Technical Permitting<br>Section                   | 60                           | 120                        |
| <b>Class V Closed-Loop Geothermal Injection Wells</b>                                                        | Oil and Gas Division,<br>Technical Permitting<br>Section                   | 15                           | 15                         |
| §9.27, Application for an Exception to a Safety Rule<br><b>LPG Rule Exception</b>                            | Oversight and Safety<br>Division, Alternative<br>Fuels Safety Department   | 21                           | 21                         |
| §9.54, Commission-Approved Outside Instructors- <b>LPG Outside Instructor Application</b>                    | Oversight and Safety<br>Division, Alternative<br>Fuels Safety Department   | 14                           | 10                         |
|                                                                                                              |                                                                            |                              |                            |

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code                                                                                                                                                                                                     | <b>Division, Section</b><br><b>Receiving Application</b>                 | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|------------------------------|----------------------------|
| §9.101, Filings Required for<br>Stationary LP-Gas Installations<br><b>LPG Plan Review</b>                                                                                                                                                                                         | Oversight and Safety<br>Division, Alternative<br>Fuels Safety Department | 30                           | N/A                        |
| §11.93, Elements of Permit<br>Application<br><b>New Permit Application</b>                                                                                                                                                                                                        | Surface Mining and<br>Reclamation Division                               | 120                          | N/A                        |
| §11.97, Renewal<br><b>Permit Renewal</b>                                                                                                                                                                                                                                          | Surface Mining and<br>Reclamation Division                               | 120                          | N/A                        |
| §11.98, Transfer<br><b>Permit Transfer</b>                                                                                                                                                                                                                                        | Surface Mining and<br>Reclamation Division                               | 90                           | N/A                        |
| §11.114, Revision on Motion or with<br>Consent<br><b>Permit Revision</b>                                                                                                                                                                                                          | Surface Mining and<br>Reclamation Division                               | 120                          | N/A                        |
| §§11.131-11.137, Notice of<br>Exploration Through Over-burden<br>Removal; Content of Notice;<br>Extraction of Minerals; Removal of<br>Minerals; Lands Unsuitable for<br>Surface Mining; Notice of<br>Exploration Involving Hole Drilling;<br>Permit<br><b>Uranium Exploration</b> | Surface Mining and<br>Reclamation Division                               | 30                           | 30                         |
| §§11.205, 11.206, Changes in<br>Coverage; Release or Reduction of<br>Bonds<br><b>Bond Adjustment</b>                                                                                                                                                                              | Surface Mining and<br>Reclamation Division                               | 90                           | N/A                        |
| §12.110, General Requirements:<br>Exploration of less than 250 Tons<br><b>Coal Exploration &lt; 250 Tons</b>                                                                                                                                                                      | Surface Mining and<br>Reclamation Division                               | 90                           | N/A                        |
| §12.111, General Requirements:<br>Exploration of More than 250 Tons<br><b>Coal Exploration &gt; 250 Tons</b>                                                                                                                                                                      | Surface Mining and<br>Reclamation Division                               | 120                          | N/A                        |
| §12.205, In Situ Processing<br>Activities<br><b>In Situ Coal Gasification</b>                                                                                                                                                                                                     | Surface Mining and<br>Reclamation Division                               | 120                          | N/A                        |
| §12.216, Criteria for Permit<br>Approval or Denial<br><b>New Mine Permit</b>                                                                                                                                                                                                      | Surface Mining and<br>Reclamation Division                               | 120                          | N/A                        |
| §12.226, Permit Revisions<br><b>Permit Revision-Administrative</b>                                                                                                                                                                                                                | Surface Mining and<br>Reclamation Division                               | 60                           | N/A                        |

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code                                                                                                                                                                                            | <b>Division, Section</b><br><b>Receiving Application</b>           | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------|------------------------------|----------------------------|
| §12.226, Permit Revisions <b>Permit Revision-Significant</b>                                                                                                                                                                                                             | Surface Mining and Reclamation Division                            | 120                          | N/A                        |
| §§12.227-12.230, Permit Renewals: General Requirements; Permit Renewals: Completed Applications; Permit Renewals: Terms; Permit Renewals: Approval or Denial<br><b>Permit Renewal</b>                                                                                    | Surface Mining and Reclamation Division                            | 120                          | N/A                        |
| §§12.227-12.230, Permit Renewals: General Requirements; Permit Renewals: Completed Applications; Permit Renewals: Terms; Permit Renewals: Approval or Denial<br><b>Permit Renewal/Revision</b>                                                                           | Surface Mining and Reclamation Division                            | 120                          | N/A                        |
| §§12.231-12.233, Transfer, Assignment, or Sale of Permit Rights: General Requirements; Transfer, Assignment or Sale of Permit Rights: Obtaining Approval; Requirements for New Permits for Persons Succeeding to Rights Granted under a Permit<br><b>Permit Transfer</b> | Surface Mining and Reclamation Division                            | 90                           | N/A                        |
| §12.307, Adjustment of Amount<br><b>Bond Adjustment</b>                                                                                                                                                                                                                  | Surface Mining and Reclamation Division                            | 60                           | 30                         |
| §12.707, Certification<br><b>Blaster Certification</b>                                                                                                                                                                                                                   | Surface Mining and Reclamation Division                            | 90                           | N/A                        |
| 13.25, Filings Required for Stationary CNG Installations – <b>CNG Plan Review</b>                                                                                                                                                                                        | Oversight and Safety Division, Alternative Fuels Safety Department | 30                           | N/A                        |
| §13.35, Application for an Exception to a Safety Rule<br><b>CNG Rule Exception</b>                                                                                                                                                                                       | Oversight and Safety Division, Alternative Fuels Safety Department | 21                           | 21                         |
| §14.2019, Certification Requirements<br><b>LNG Employee Exam</b>                                                                                                                                                                                                         | Oversight and Safety Division, Alternative Fuels Safety Department | 10                           | N/A                        |
| §14.2040, Filings and Notice Requirements for Stationary LNG Installations<br><b>LNG Plan Review</b>                                                                                                                                                                     | Oversight and Safety Division, Alternative Fuels Safety Department | 30                           | N/A                        |
| §14.2052, Application for an                                                                                                                                                                                                                                             | Oversight and Safety                                               | 21                           | 21                         |

| <b>Rule and Permit</b><br>All references are to<br>Title 16, Tex. Admin. Code | <b>Division, Section</b><br><b>Receiving Application</b> | <b>Initial Review Period</b> | <b>Final Review Period</b> |
|-------------------------------------------------------------------------------|----------------------------------------------------------|------------------------------|----------------------------|
| Exception to a Safety Rule<br><b>LNG Rule Exception</b>                       | Division, Alternative<br>Fuels Safety Department         |                              |                            |
|                                                                               |                                                          |                              |                            |