

Senate Bill No. 115

(By Senators Minard, Snyder, Prezioso,
Unger, Boley and K. Facemyer)

[Introduced January 18, 2011; referred to the Committee on
Energy, Industry and Mining; and then to the Committee on the
Judiciary.]

A BILL to amend and reenact article 3, chapter 64 of the Code of
West Virginia, 1931, as amended, relating to authorizing the
Department of Environmental Protection to promulgate a
legislative rule relating to standards of performance for new
stationary sources.

Be it enacted by the Legislature of West Virginia:

That article 3, chapter 64 of the Code of West Virginia, 1931,
as amended, be amended and reenacted to read as follows:

**ARTICLE 3. AUTHORIZATION FOR DEPARTMENT OF ENVIRONMENTAL
PROTECTION TO PROMULGATE LEGISLATIVE RULES.**

§64-3-1. Department of Environmental Protection.

The legislative rule filed in the state register on the

1 twenty-eighth day of July, two thousand ten, authorized under the
2 authority of section four, article five, chapter twenty-two, of
3 this code, relating to the Department of Environmental Protection
4 (standards of performance for new stationary sources, 45 CSR 16),
5 is authorized.

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NOTE: The purpose of this bill is to authorize the Department
of Environmental Protection to promulgate a legislative rule
relating to Standards of Performance for New Stationary Sources.

This section is new; therefore, strike-throughs and
underscoring have been omitted.