

2 **Senate Bill No. 120**

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

5 _____
6 [Introduced January 18, 2011; referred to the Committee on
7 Natural Resources; and then to the Committee on the Judiciary.]
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10 A BILL to amend and reenact article 3, chapter 64 of the Code of
11 West Virginia, 1931, as amended, relating to authorizing the
12 Department of Environmental Protection to promulgate a
13 legislative rule relating to monitoring well design standards.

14 *Be it enacted by the Legislature of West Virginia:*

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

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

19 **§64-3-1. Department of Environmental Protection.**

20 The legislative rule filed in the state register on the
21 twenty-sixth day of July, two thousand ten, authorized under the
22 authority of section five, article twelve, chapter twenty-two, of

1 this code, modified by the Department of Environmental Protection
2 to meet the objections of the Legislative Rule-Making Review
3 Committee and refiled in the state register on the twenty-second
4 day of September, two thousand ten, relating to the Department of
5 Environmental Protection (monitoring well design standards, 47 CSR
6 60), is authorized.

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8 NOTE: The purpose of this bill is to authorize the Department
9 of Environmental Protection to promulgate a legislative rule
10 relating to Monitoring Wells Design Standards.

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