

2 **H. B. 4149**

3 (By Delegate(s) Brown, Poling, D., Fleischauer and Talbot)

4 [Introduced January 19, 2012; referred to the Committee on the  
5 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 requirements for operating  
14 permits.

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

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

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

20 **§64-3-1. Department of Environmental Protection.**

21 The legislative rule filed in the State Register on the  
22 sixteenth day of March, two thousand eleven, authorized under the  
23 authority of section four, article five, chapter twenty-two, of  
24 this code, relating to the Department of Environmental Protection  
25 (requirements for operating permits, [45 CSR 30](#)), is authorized.

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2           NOTE: The purpose of this bill is to authorize the Department  
3 of Environmental Protection to promulgate a legislative rule  
4 relating to Requirements for Operating Permits.

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