

2 **Senate Bill No. 248**

3 (By Senator Minard)

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5 [Introduced January 18, 2012; referred to the Committee on the
6 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 standards of performance for new
14 stationary sources.

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 twenty-ninth day of July, two thousand eleven, authorized under the

1 authority of section four, article five, chapter twenty-two, of
2 this code, relating to the Department of Environmental Protection
3 (standards of performance for new stationary sources, [45 CSR 16](#)),
4 is authorized.

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

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