

1 **H. B. 2616**

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3 (By Delegates Poore, Marcum, Fleischauer, Frich,  
4 Eldridge, and Sobonya.)

5 [Introduced February 25, 2013; referred to the  
6 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 permits for construction and  
14 major modification of major stationary sources for the  
15 prevention of significant deterioration of air quality.

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

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

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

21 **§64-3-1. Department of Environmental Protection.**

22 The legislative rule filed in the State Register on the  
23 fifteenth day of August, two thousand twelve, authorized under the  
24 authority of section four, article five, chapter twenty-two, of

1 this code, relating to the Department of Environmental Protection  
2 (permits for construction and major modification of major  
3 stationary sources for the prevention of significant deterioration  
4 of air quality, [45 CSR 14](#)), 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 Permits for Construction and Major Modification of  
9 Major Stationary Sources for the Prevention of Significant  
10 Deterioration of Air Quality.

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