

1 **H. B. 2658**

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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 horizontal well development.

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 fourth  
21 day of September, two thousand twelve, authorized under the  
22 authority of section six, article six-a, chapter twenty-two, of  
23 this code, modified by the Department of Environmental Protection  
24 to meet the objections of the Legislative Rule-Making Review

1 Committee and refiled in the State Register on the fourteenth day  
2 of February, two thousand thirteen, relating to the Department of  
3 Environmental Protection (horizontal well development, [35 CSR 8](#)),  
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 Horizontal Well Development.

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