

# **WEST VIRGINIA LEGISLATURE**

## **2017 REGULAR SESSION**

**Introduced**

### **Senate Bill 105**

BY SENATOR MAYNARD

[Introduced February 8, 2017; referred to the Committee  
on Energy, Industry and Mining; and then to the Committee  
on the Judiciary]

1 A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating  
 2 to authorizing the Department of Environmental Protection to promulgate a legislative rule  
 3 relating to alternative emission limitations during startup, shutdown and maintenance  
 4 operations.

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

1 That §64-3-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted  
 2 to read as follows:

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

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

1 The legislative rule filed in the State Register on August 26, 2016, authorized under the  
 2 authority of section four, article five, chapter twenty-two of this code, relating to the Department  
 3 of Environmental Protection (Alternative Emission Limitations During Startup, Shutdown and  
 4 Maintenance Operations, [45 CSR 01](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to Alternative Emission Limitations During Startup, Shutdown and Maintenance Operations.

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