

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2644

BY Delegate Foster

[Introduced January 17, 2023; Referred to the
Committee on Energy and Manufacturing then the
Judiciary]

- 1 A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to
2 authorizing the Department of Environmental Protection to promulgate a legislative rule
3 relating to rules for quarrying and reclamation.

Be it enacted by the Legislature of West Virginia:

**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 May 26, 2022, authorized under the
2 authority of §22-4-4 of this code, modified by the Department of Environmental Protection to meet
3 the objections of the Legislative Rule-Making Review Committee and refiled in the State Register
4 on October 6, 2022, relating to the Department of Environmental Protection (rules for quarrying
5 and reclamation, [38 CSR 03](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to rules for quarrying and reclamation.

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