WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4030

By Delegate Smith

[Introduced January 10, 2024; Referred  
to Committee on Energy and Manufacturing then the Judiciary]

A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of air pollution from the operation of coal preparation plants, coal handling operations and coal refuse disposal areas.

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.

The legislative rule filed in the State Register on July 28, 2023, authorized under the authority of §22-5-4 of this code, modified by the Department of Environmental Protection to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 14, 2023, relating to the Department of Environmental Protection (control of air pollution from the operation of coal preparation plants, coal handling operations and coal refuse disposal areas, [45 CSR 05](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=45-05)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to control of air pollution from the operation of coal preparation plants, coal handling operations and coal refuse disposal areas.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.