

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4035

By Delegate Smith

[Introduced January 10, 2024 ; 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 standards of performance for new stationary sources.

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 July 28, 2023, authorized under the
2 authority of §22-5-4 of this code, relating to the Department of Environmental Protection
3 (standards of performance for new stationary sources, [45 CSR 16](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to standards of performance for new stationary sources.

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