

SB 305

FILED

2002 MAR 21 P 6:42

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

Regular Session, 2002



ENROLLED

Committee Substitute for

SENATE BILL NO. 305

(By Senator Ross, et al)



PASSED March 7, 2002

In Effect from Passage

FILED

2002 MAR 21 P 6:42

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 305

(SENATORS ROSS, ANDERSON, MINARD, SNYDER, BOLEY
AND MINEAR, *original sponsors*)

[Passed March 7, 2002; in effect from passage.]

AN ACT to amend and reenact article eight, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating generally to the promulgation of administrative rules by the various executive or administrative agencies and the procedures relating thereto; legislative mandate or authorization for the promulgation of certain legislative rules by various executive or administrative agencies of the state; authorizing certain of the agencies to promulgate certain legislative rules in the form that the rules were filed in the state register; authorizing certain of the agencies to promulgate certain legislative rules with various modifications presented to and recommended by the legislative rule-making review committee; authorizing

certain of the agencies to promulgate certain legislative rules as amended by the Legislature; authorizing certain of the agencies to promulgate certain legislative rules with various modifications presented to and recommended by the legislative rule-making review committee and as amended by the Legislature; authorizing the division of highways to promulgate a legislative rule relating to transportation of hazardous wastes upon roads and highways; authorizing the division of motor vehicles to promulgate a legislative rule relating to the motor vehicle inspection manual; and authorizing the state rail authority to promulgate a legislative rule relating to the valuation of used rolling stock and equipment.

Be it enacted by the Legislature of West Virginia:

That article eight, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 8. AUTHORIZATION FOR DEPARTMENT OF TRANSPORTATION
TO PROMULGATE LEGISLATIVE RULES.**

§64-8-1. Division of highways.

1 The legislative rule filed in the state register on the
2 eighteenth day of July, two thousand one, under the
3 authority of section seven, article eighteen, chapter
4 twenty-two of this code, relating to the division of high-
5 ways (transportation of hazardous wastes upon the roads
6 and highways, 157 CSR 7), is authorized.

§64-8-2. Division of motor vehicles.

1 The legislative rule filed in the state register on the
2 twenty-fifth day of July, two thousand one, authorized
3 under the authority of section four, article sixteen, chapter
4 seventeen-c of this code, modified by the division of motor
5 vehicles to meet the objections of the legislative rule-
6 making review committee and refiled in the state register
7 on the sixteenth day of August, two thousand one, relating
8 to the division of motor vehicles (motor vehicle inspection
9 manual, 91 CSR 12), is authorized.

§64-8-3. State rail authority.

1 The legislative rule filed in the state register on the
2 twenty-fifth day of July, two thousand one, under the
3 authority of section six, article eighteen, chapter twenty-
4 nine of this code, modified by the state rail authority to
5 meet the objections of the legislative rule-making review
6 committee and refiled in the state register on the twenty-
7 fifth day of October, two thousand one, relating to the
8 state rail authority (valuation of used rolling stock and
9 equipment, 172 CSR 2), is authorized.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
.....
Chairman Senate Committee

[Signature]
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Chairman House Committee

Originated in the Senate.

In effect from passage.

[Signature]
.....
Clerk of the Senate

[Signature]
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Clerk of the House of Delegates

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President of the Senate

[Signature]
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Speaker House of Delegates

The within *is approved* this the *21st*
Day of *March*, 2002.

[Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/15/02

Time 10:40am