

2 **Senate Bill No. 291**

3 (By Senators Minard, Snyder, Prezioso,  
4 Unger, Boley and K. Facemyer)

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6 [Introduced January 27, 2011; referred to the Committee on  
7 Energy, Industry and Mining; and then to the Committee on the  
8 Judiciary.]  
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11 A BILL to amend and reenact article 3, chapter 64 of the Code of  
12 West Virginia, 1931, as amended, relating to authorizing the  
13 Department of Environmental Protection to promulgate a  
14 legislative rule relating to explosives and blasting.

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

16 That article 3, chapter 64 of the Code of West Virginia, 1931,  
17 as amended, be amended and reenacted to read as follows:

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

20 **§64-3-1. Department of Environmental Protection.**

21 The legislative rule filed in the state register on the  
22 thirtieth day of July, two thousand ten, authorized under the

1 authority of section four, article three-a, chapter twenty-two, of  
2 this code, modified by the Department of Environmental Protection  
3 to meet the objections of the Legislative Rule-Making Review  
4 Committee and refiled in the state register on the eighteenth day  
5 of January, two thousand eleven, relating to the Department of  
6 Environmental Protection (explosives and blasting, 199 CSR 1), is  
7 authorized.

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9 NOTE: The purpose of this bill is to authorize the Department  
10 of Environmental Protection to promulgate a legislative rule  
11 relating to Explosives and Blasting.

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