

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4085

BY DELEGATES SOBONYA AND FRICH

[Introduced January 15, 2018; Referred
to the Committee on Energy then the Judiciary.]

1 A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating
 2 to authorizing the Department of Environmental Protection to promulgate a legislative rule
 3 relating to West Virginia surface mining 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 July 27, 2017, authorized under the
 2 authority of §22-3-13 of this code, modified by the Department of Environmental Protection to
 3 meet the objections of the Legislative Rule-making Review Committee and refiled in the State
 4 Register on December 5, 2017, relating to the Department of Environmental Protection (West
 5 Virginia surface mining reclamation, [38 CSR 2](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to West Virginia surface mining reclamation.

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