

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

House Bill 2239

BY DELEGATE FOSTER

[Introduced January 10, 2019; Referred
to the Committee on 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 cross-state air pollution rule to control annual nitrogen oxides emission, annual
 4 sulfur dioxide emissions, and ozone season nitrogen oxides emissions.

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 24, 2018, authorized under the
 2 authority of §22-5-4 of this code, relating to the Department of Environmental Protection (cross-
 3 state air pollution rule to control annual nitrogen oxides emission, annual sulfur dioxide emissions,
 4 and ozone season nitrogen oxides emissions, [45 CSR 43](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to cross-state air pollution rule to control annual nitrogen oxides emission, annual sulfur dioxide emissions, and ozone season nitrogen oxides emissions.

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