

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

Introduced

Senate Bill 261

By Senator Rucker

[Introduced January 15, 2026; 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 to
2 authorizing the Department of Environmental Protection to promulgate a legislative rule
3 relating to emission standards for hazardous air pollutants.

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 23, 2025, authorized under the
2 authority of §22-5-4 of this code, relating to the Department of Environmental Protection (emission
3 standards for hazardous air pollutants, [45 CSR 34](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to emission standards for hazardous air pollutants.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.