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3 **H. B. 2577**

4
5 (By Delegates Brown, D. Poling, Fleischauer and Talbott)
6 [Introduced January 19, 2011; referred to the Committee
7 on the Judiciary]
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10 A BILL to amend and reenact article 3, chapter 64 of the Code of
11 West Virginia, 1931, as amended, relating to authorizing the
12 Department of Environmental Protection to promulgate a
13 legislative rule relating to permits for construction and
14 major modification of major stationary sources of air
15 pollution which cause or contribute to nonattainment.

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

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

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

21 **§64-3-1. Department of Environmental Protection.**

22 The legislative rule filed in the state register on the
23 twenty-eighth day of July, two thousand ten, authorized under the
24 authority of section four, article five, chapter twenty-two, of
25 this code, relating to the Department of Environmental Protection

1 (permits for construction and major modification of major
2 stationary sources of air pollution which cause or contribute to
3 nonattainment, 45 CSR 19), is authorized.

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5 NOTE: The purpose of this bill is to authorize the Department
6 of Environmental Protection to promulgate a legislative rule
7 relating to Permits for Construction and Major Modification of
8 Major Stationary Sources of Air Pollution Which Cause or Contribute
9 to Nonattainment.

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