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H. B. 4036

(By Delegates Poore, Marcum, Eldridge,
Fleischauer and Frich)

[Introduced January 9, 2014; referred to the
Committee on the Judiciary.]

A BILL to amend and reenact article 3, chapter 64 of the Code of
West Virginia, 1931, as amended, relating to authorizing the
Office of Miners' Health, Safety and Training to promulgate a
legislative rule relating to assessing health and safety
violation penalties.

Be it enacted by the Legislature of West Virginia:

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

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

§64-3-1. Office of Miners' Health, Safety and Training.

The legislative rule filed in the State Register on March 26,
2013, authorized under the authority of section six, article one,
chapter twenty-two-a of this code, relating to the Office of

1 Miners' Health, Safety and Training (assessing health and safety
2 violation penalties, [56 CSR 12](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Office of Miners' Health, Safety and Training to promulgate a legislative rule relating to assessing health and safety violation penalties.

This section is new; therefore, it has been completely underscored.