

# **WEST VIRGINIA LEGISLATURE**

## **2016 REGULAR SESSION**

**Introduced**

### **House Bill 4056**

BY DELEGATES SOBONYA, FRICH AND MOFFATT

[Introduced January 18, 2016; Referred  
to the Committee on Energy then the Judiciary.]

1 A BILL to amend and reenact article 3, chapter 64 of the Code of West Virginia, 1931, as  
 2 amended, relating to authorizing the Department of Environmental Protection, Water and  
 3 Waste Management to promulgate a legislative rule relating to surface mining reclamation.

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

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

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

**§64-3-1. Department of Environmental Protection, Water and Waste Management.**

1 The legislative rule filed in the State Register on July 27, 2015, authorized under the  
 2 authority of section thirteen, article three, chapter twenty-two, of this code, relating to the  
 3 Department of Environmental Protection, Water and Waste Management (surface mining  
 4 reclamation, 38 CSR 2), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection,  
 Water and Waste Management to promulgate a legislative rule relating to Surface Mining  
 Reclamation.

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