WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Introduced

House Bill 2388

By Delegate Foster

[Introduced February 13, 2021; Referred

to the Committee on the Judiciary]

A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of greenhouse gas emissions from existing coal-fired electric utility generating units.

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.

The legislative rule filed in the State Register on August 26, 2020, authorized under the authority of §22-5-4 of this code, modified by the Department of Environmental Protection to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 28, 2020, relating to the Department of Environmental Protection (control of greenhouse gas emissions from existing coal-fired electric utility generating units, [45 CSR 44](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=45-44)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to control of greenhouse gas emissions from existing coal-fired electric utility generating units.

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