

# **WEST VIRGINIA LEGISLATURE**

## **2022 REGULAR SESSION**

**Introduced**

### **House Bill 4125**

BY DELEGATE FOSTER

[Introduced January 18, 2022; Referred to the  
Committee on Energy and Manufacturing then the  
Judiciary]

1 A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating  
 2 to authorizing the Department of Environmental Protection to promulgate a legislative rule  
 3 relating to Administrative Proceedings and Civil Penalty Assessment.

*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 October 19, 2021, authorized under the  
 2 authority of §22-11-22a of this code, relating to the Department of Environmental Protection  
 3 (Administrative Proceedings and Civil Penalty Assessment, [47 CSR 30B](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection to promulgate a legislative rule relating to Administrative Proceedings and Civil Penalty Assessment.

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