

FILED

1987 JAN 15 AM 10:09

DEPARTMENT OF STATE

WEST VIRGINIA LEGISLATURE

*Legislative Rule-Making Review Committee*



NOTICE OF ACTIONS TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

January 12, 1987

TO: Ken Hechler, Secretary of State, State Register

TO: Mr. Ronald R. Potesta, Director  
Department of Natural Resources  
State Capitol  
Charleston, WV 25305

FROM: Legislative Rule-Making Review Committee

PROPOSED RULE: WV/NPDES Program for Coal Mines and Preparation Plants,  
and the Refuse and Waste Therefrom

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule as originally filed or as modified by the agency \_\_\_\_\_
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached. \_\_\_\_\_
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. X
4. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached. \_\_\_\_\_

Pursuant to Code 29A-3-11(c), this notice has been filed in the state register and with the agency proposing the rule.

cc: Mr. Jeffrey E. Herrold,  
Director's Office of Regulatory Affairs

LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

Agency: Department of Natural Resources

Rule: WW/NPDES Program for Coal Mines and Preparation Plants,  
and the Refuse and Waste Therefrom

Committee Amendment:

1.9.1.a "Significant portion of income" means five thousand dollars or ten (10) percent or more of gross personal income for a calendar year, whichever is less, except that it means fifty (50) percent or more gross personal income for a calendar year if the recipient is over sixty (60) years of age and is receiving that portion under retirement, pension, or similar arrangement.

Approved 1-12-87