



WEST VIRGINIA LEGISLATURE  
Legislative Rule-Making Review Committee

Senator Mike Ross, Cochair  
Delegate Virginia Mahan, Cochair  
Debra A. Graham, Counsel  
Joseph A. Altizer, Associate Counsel

Rita A. Pauley, Associate Counsel  
Connie A. Bowling, Associate Counsel  
Brian Skinner, Associate Counsel  
Felisha N. Sutherland, Administrative Assistant

January 11, 2004

NOTICE OF ACTION TAKEN BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

TO: Joe Manchin, Secretary of State, State Register

TO: John A. Benedict, Director  
Division of Air Quality  
7012 MacCorkle Avenue, S.E.  
Charleston, WV 25304

FROM: Legislative Rule-Making Review Committee

Proposed Rule: Standards of Performance for New Stationary Sources pursuant to 40 CFR part 45, 45CFR16

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

1. Authorize the agency to promulgate the Legislative rule:  
(a) as originally filed   X    
(b) 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.
4. Authorize the agency to promulgate the Legislative rule as  
modified with certain amendments; amendments and a  
statement of reasons for such recommendation is attached.
5. Recommends that the Legislature rule be withdrawn; a statement  
of reasons for such recommendation is attached.

FILED  
2005 JAN 11 P 3:18  
OFFICE WEST VIRGINIA  
SECRETARY OF STATE