



WEST VIRGINIA DEPARTMENT OF HIGHWAYS

1900 Washington Street, East
Charleston, West Virginia
25305

ARCH A. MOORE, JR.
GOVERNOR

WILLIAM S. RITCHIE, JR.
COMMISSIONER

June 12, 1985

NOTICE OF FINAL FILING - LEGISLATIVE RULE

LEGISLATIVE RULE: Transportation of Hazardous Wastes,
Series VII

The attached legislative rule is hereby final filed with the Secretary
of State by the WEST VIRGINIA DEPARTMENT OF HIGHWAYS
as authorized by Senate Bill 399 Section 64-2-20(5e)(7)(b)

William S. Ritchie, Jr., Commissioner

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SECRETARY OF STATE

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H. B. 1603

(By Delegate Casey)

(Introduced March 6, 1985; referred to the

Committee on Roads and Transportation with the direction)

that it later be referred to the Committee on

Judiciary.)

A BILL to amend and reenact section twenty (five-e)(seven) article two, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to authorizing the commissioner of highways to promulgate legislative rules relating to transportation of hazardous waste.

Be it enacted by the Legislature of West Virginia:

That section twenty (five-e)(seven) article two, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 2. EXECUTIVE AGENCY AUTHORIZATION TO PROMULGATE LEGISLATIVE RULES.

§64-2-20(5e)(7). Commissioner of highways.

(a) The legislative rules filed in the state register on the twenty-first day of October, one thousand nine hundred eighty-three, relating to the commissioner of highways

1603

1 (transportation of hazardous waste by highway transporters)
2 are authorized with the amendments set forth below:

3 Pages 3 and 7 after "40CFR part 262" add the words "as
4 amended through February 20, 1984,"

5 Page 7 after "49CFR parts 171-179" add the words "as
6 amended through February 20, 1984," and

7 Page 11 after "49CFR 171.16" add the words "as amended
8 through February 20, 1984."

9 (b) The legislative rules filed in the state register on
10 the seventh day of September, one thousand nine hundred
11 eighty-four, modified by the commissioner of highways to
12 meet the objections of the legislative rule-making review
13 committee and refiled in the state register on the fifth day
14 of October, one thousand nine hundred eighty-four, relating
15 to the commissioner of highways (transportation of hazardous
16 waste) are authorized.

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18 NOTE: The purpose of this bill is to authorize the
19 commissioner of highways, to promulgate legislative rules
20 related to transportation of hazardous waste.

21 Strike-throughs indicate language that would be stricken
22 from the present law, and underscoring indicates new
23 language that would be added.

SENATE BILL NO. 394

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(By Mr. R. Williams _____
_____))
[Introduced March 6, 1985 _____]
referred to the Committee on Transportation; then to the
Committee on the Judiciary.]

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11 article two, chapter sixty-four of the code of West
12 Virginia, one thousand nine hundred thirty-one, as
13 amended, relating to authorizing the commissioner of
14 highways to promulgate legislative rules relating to
15 transportation of hazardous waste.

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20 read as follows:

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22 LEGISLATIVE RULES.

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25 the twenty-first day of October, one thousand nine hundred
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