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WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

OFFICE WEST VIRGINIA
SECRETARY OF STATE

*Senator Joseph Minard, 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*

December 12, 2006

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

TO: Betty Ireland, Secretary of State, State Register

TO: Charles Sturey, Environmental Program Manager II
DEP - Division of Mining and Reclamation
610 57th Street
Charleston, WV 25304

FROM: Legislative Rule-Making Review Committee

Proposed Rule: West Virginia Surface Mining Rule, 38CSR2

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

1. Authorize the agency to promulgate the Legislative rule:
2.
 - a. as originally filed _____
 - b. as modified by the agency X
3. Authorize the agency to promulgate part of the Legislative rule;
a statement of reasons for such recommendation is attached. _____
4. Authorize the agency to promulgate the Legislative rule with
certain amendments; amendments and a statement of reasons
for such recommendation is attached. _____
5. Authorize the agency to promulgate the Legislative rule as
modified with certain amendments; amendments and a
statement of reasons for such recommendation is attached. _____
6. Recommends that the Legislature rule be withdrawn; a statement
of reasons for such recommendation is attached. _____