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WEST VIRGINIA LEGISLATURE OFFICE OF WEST VIRGINIA  
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE OF THE STATE  
Room M-438, State Capitol  
Charleston, West Virginia 25305  
(304) 340-3286

Senator Larry A. Tucker, Co-Chairman  
Delegate Thomas A. Knight, Co-Chairman

M. E. Mowery, Counsel  
Debra A. Graham, Associate Counsel  
Marie Nickerson, Receiving Clerk

NOTICE OF ACTIONS TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

February 22, 1989

TO: Ken Hechler, Secretary of State, State Register  
TO: Mr. Roger Hall, Administrator  
Department of Energy  
1516 Washington Street, East  
Charleston, WV 25305  
FROM: Legislative Rule-Making Review Committee

PROPOSED RULE: Coal Refuse Regulations

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 \_\_\_\_\_
  - (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 Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached.  X

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

Attachment - Department of Energy - Coal Refuse Regulations

Legislative Rule-Making Review Committee Reasons for Recommendation that rule be withdrawn:

The rule proposed by the Department of Energy - WV Surface Mining Reclamation Regulations (Repealer) - which was approved by the Committee encompasses this subject matter.