

WEST VIRGINIA
SECRETARY OF STATE

KEN HECHLER

ADMINISTRATIVE LAW DIVISION

Form #6

FILED

1988 APR 27 PM 4: 15

OFFICE OF WEST VIRGINIA
 SECRETARY OF STATE

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
 BY THE WEST VIRGINIA LEGISLATURE.**

AGENCY: West Virginia Department of Energy TITLE NUMBER: 38

AMENDMENT TO AN EXISTING RULE: YES X, NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 24

TITLE OF RULE BEING AMENDED: Rules and Regulations Governing
Performance Standards for Blasting on Surface Mines

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: N/A

TITLE OF RULE BEING PROPOSED: N/A

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) S-397

SECTION 64-2-22a(3)(4), PASSED ON March 12, 1988

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON
 THE FOLLOWING DATE: May 1, 1988

Roger T. Hall
 Roger T. Hall
 Administrator

FISCAL NOTE FOR PROPOSED RULES

FILED

Rule Title: Rules & Regulations Governing Performance Standards for Blasting on Surface Mines

Type of Rule: Legislative Interpretive Procedural

Agency WV Department of Energy Address 1615 Washington Street, E.
Charleston, WV 25311

1. Effect of Proposed Rule	ANNUAL		FISCAL YEAR		
	Increase	Decrease	Current	Next	Thereafter
Estimated Total Cost	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Personal Services	-0-	-0-	-0-	-0-	-0-
Current Expense	-0-	-0-	-0-	-0-	-0-
Repairs and Alterations	-0-	-0-	-0-	-0-	-0-
Equipment	-0-	-0-	-0-	-0-	-0-
Other	-0-	-0-	-0-	-0-	-0-

2. Explanation of above estimates:

The promulgation of these regulations will not result in any increase or decrease in revenues or costs to the State.

3. Objectives of these rules:

These rules are being promulgated to conform to federal standards as required under the Federal Surface Mining Act (PL 95-87).

4. Explanation of Overall Economic Impact of Proposed Rule.

A. Economic Impact on State Government.

N/A

B. Economic Impact on Political Subdivisions; Specific Industries;
Specific groups of citizens.

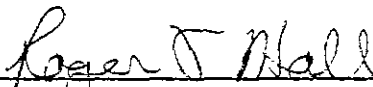
N/A

C. Economic Impact on Citizens/Public at Large.

N/A

Date: April 9, 1987

Signature of Agency Head or Authorized Representative



Roger T. Hall
Administrator

FILED

1987 APR -9 AM 2:49

DATE: April 9, 1987

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

OFFICE OF THE
SECRETARY OF STATE

FROM: West Virginia Department of Energy

LEGISLATIVE RULE TITLE: Rules & Regulations Governing Performance Standards for Blasting on Surface Mines

1. Authorizing statute(s) citation Chapter 22A, Article 3, Section 4, Code of West Virginia, 1931, as amended.
2. a. Date filed in State Register with Notice of Hearing:
January 7, 1987
- b. What other notice, including advertising, did you give of the hearing?
See attached listing.
- c. Date of hearing(s): February 20, 1987
- d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.
Attached _____ No comments received X
- e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing:
(be exact)
April 9, 1987
- f. Name and phone number of agency person to contact for additional information:
Roger T. Hall (304) 348-3500

3. If the statute under which you promulgated the submitted rules requires certain findings and determinations to be made as a condition precedent to their promulgation:

a. Give the date upon which you filed in the State Register a notice of the time and place of a hearing for the taking of evidence and a general description of the issues to be decided.

N/A

b. Date of hearing: N/A

c. On what date did you file in the State Register the findings and determinations required together with the reasons therefor?

N/A

d. Attach findings and determinations and reasons:

Attached N/A

KEN HECHLER
Secretary of State

MARY P. RATLIFF
Deputy Secretary of State

BARBARA STARCHER
Deputy Secretary of State

RICHARD S. STEPHENSON
Deputy Secretary of State

Telephone: (304) 345-4000
Corporations: 342-8000



STATE OF WEST VIRGINIA
SECRETARY OF STATE

Charleston 25305

WILLIAM H. HARRINGTON
Chief of Staff

RICH O. HARTMAN
Director, Administrative Law

DONALD R. WILKES
Director, Corporations

VIRGINIA SKEEN
Special Assistant

(Plus all the volunteer
help we can get)

TO: Rosen Hill - Energy

FROM: RICH O. HARTMAN, DIR. ADMIN. LAW DIV.

DATE: May 23, 1988

THE ATTACHED RULE(S) RECENTLY FILED BY YOUR AGENCY HAVE BEEN ENTERED INTO THE COMPUTER. PLEASE REVIEW AND PROOF AND RETURN WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS PLEASE SIGN THIS MEMO AND RETURN TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF YOUR RULE(S) FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

Series 2

THE ATTACHED RULE(S) HAVE BEEN REVIEWED AND ARE CORRECT.

SIGNED: Roger J. Mall

TITLE OF PERSON SIGNING: Administrator

DATE: June 27, 1988

THE ATTACHED RULE(S) HAVE BEEN REVIEWED AND NEEDS CORRECTED. THESE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____

TITLE OF PERSON SIGNING: _____

DATE: _____