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OFFICE OF THE
SECRETARY OF STATE

NOTICE OF EMERGENCY RULE

RULE TITLE: Hazardous Waste Management, Chapter 20, Article 5E,

Series XIV: Small Quantity Generators and Waste Minimization

Certification

The attached rule is filed as an Emergency Rule. The facts and circumstances constituting the emergency are as follows:

The Department of Natural Resources and Department of Highways have previously adopted Emergency Rules on August 6, 1985. This rulemaking modifies that emergency rule based on public comment. The reason for the emergency which existed on August 6, 1985, still exists at present; namely: The State Hazardous Waste Management Act, Chapter 20, Article 5E requires each state hazardous waste management agency to revise their rules within six months of any federal rule change. Neither the DNR nor the DOH could comply with such legislated time period without resorting to emergency rulemaking.

*see proposed
file for
agency approval
rule which
includes modifications*



Ronald R. Potesta
Director



STATE OF WEST VIRGINIA
DEPARTMENT OF NATURAL RESOURCES
CHARLESTON 25306

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SECRETARY OF STATE

ARCH A. MOORE, JR.
Governor

October 8, 1985

RONALD R. POTESTA
Director
MICHAEL A. FOTOS
Deputy Director

The Honorable Ken Hechler
Secretary of State
State Capitol, Suite 157-K
Charleston, West Virginia 25305

Dear Mr. Hechler:

Re: Filing of Emergency Rules and
Notice of Comment and Public Hearing
by the Department of Natural
Resources Concerning Small Quantity
Generators and Waste Minimization

Enclosed please find for your filing a copy of amendments to emergency legislative rules of the Department of Natural Resources. The department is amending its emergency rules based on public comment received. These amendments are filed on an emergency basis and will remain in effect for fifteen months from the date of the original emergency filing (8/6/85) or until final regulations are promulgated.

Also enclosed please find a Notice of Agency Approval. The department is hereby adopting the amended emergency rule as its approved regulation.

If you have any questions, please contact Mr. Ron Shipley, State Hazardous Waste Coordinator, at 304-348-2754.

Sincerely,

Ronald R. Potesta
Director

RRP/rsb

Enclosure

cc: David W. Robinson
Timothy T. Laraway