



FILED

2005 FEB -9 A 9:41  
WEST VIRGINIA LEGISLATURE  
Legislative Rule-Making Review Committee  
OFFICE WEST VIRGINIA  
SECRETARY OF STATE

Senator Mike Ross, 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

February 7, 2005

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

TO: Betty Ireland, Secretary of State, State Register

TO: John A. Benedict, Director  
Division of Air Quality  
7012 MacCorkle Avenue, S.E.  
Charleston, WV 25304

FROM: Legislative Rule-Making Review Committee

Proposed Rule: Permits for Construction and Major Modifications or Major Stationary Sources of Air Pollution of the Prevention of Significant Deterioration (PSD), 45CSR14

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 Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached.

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