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WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

2009 OCT 13 PM 3:44

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Charles Roskovensky, Associate Counsel
Jay Lazell, Associate Counsel

October 13, 2009

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

TO: Natalie E. Tennate, Secretary of State, State Register
TO: John A. Benedict, Director
DEP - Air Quality
601 57th Street, SE
Charleston, WV 25304
FROM: Legislative Rule-Making Review Committee
Proposed Rule: Standards of Performance for New Stationary Sources, 45CSR16

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 Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached.