

**WEST VIRGINIA**  
**SECRETARY OF STATE**  
KEN HECHLER  
**ADMINISTRATIVE LAW DIVISION**

Form #6

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FILED

1987 JUN 30 PM 2:47

SECRETARY OF STATE

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

AGENCY: Water Resources Board TITLE NUMBER: 46

AMENDMENT TO AN EXISTING RULE: YES X, NO     

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 101

TITLE OF RULE BEING AMENDED: Water Quality Standards

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED:                     

TITLE OF RULE BEING PROPOSED:   

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

AUTHORIZATION IS CITED IN (house or senate bill number) Senate Bill 761

SECTION 64-2-20(5a)(3)(i),(j),(h)&(g), PASSED ON May 13, 1987

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON  
THE FOLLOWING DATE: July 1, 1987

Francis E. Hunter

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H. B. 2588

(By Delegate Knight)  
(Introduced February 4, 1987; referred to the  
Committee on the Judiciary)

10 A BILL to amend and reenact section twenty (five-a) (three),  
11 article two, chapter sixty-four of the code of West Virginia,  
12 one thousand nine hundred thirty-one, as amended, relating to  
13 authorizing the state water resources board to promulgate  
14 legislative rules relating to water quality standards.

15 Be it enacted by the Legislature of West Virginia:

16 That section twenty (five-a) (three), article two, chapter  
17 sixty-four of the code of West Virginia, one thousand nine  
18 hundred thirty-one, as amended, be amended and reenacted to read  
19 as follows:

20 ARTICLE 2. EXECUTIVE AGENCY AUTHORIZATION TO PROMULGATE  
21 LEGISLATIVE RULES.

22 §64-2-20(5a)(3). Water resources board.

23 (a) The legislative rules filed in the state register on the  
24 sixth day of January, one thousand nine hundred eighty-three,  
25 relating to the state water resources board (underground  
26 injection control program) are authorized.

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1 (b) The legislative rules filed in the state register on the  
2 fifteenth day of November, one thousand nine hundred eighty-  
3 three, relating to the state water resources board (special  
4 regulations) are authorized.

5 (c) The legislative rules filed in the state register on the  
6 third day of August, one thousand nine hundred eighty-three,  
7 relating to the state water resources board (groundwater  
8 protection standards) are authorized.

9 (d) The legislative rules filed in the state register on the  
10 fifteenth day of November, one thousand nine hundred eighty-  
11 three, relating to the state water resources board (state  
12 national pollutant discharge elimination system (NPDES) program),  
13 are authorized.

14 (e) The legislature hereby authorizes and directs the state  
15 water resources board to promulgate rules relating to water  
16 quality standards in exact conformity with the rules relating to  
17 water quality standards tendered to the secretary of state on the  
18 seventh day of March, one thousand nine hundred eighty-four by  
19 the executive secretary of the state water resources board, to be  
20 received and filed for inclusion in the state register by the  
21 secretary of state.

22 (f) The legislative rules filed in the state register on the  
23 seventh day of January, one thousand nine hundred eighty-five,  
24 modified by the water resources board to meet the objections of  
25 the legislative rule-making review committee and refiled in the  
26 state register on the thirteenth day of February, one thousand

1 nine hundred eighty-five, relating to the water resources board  
2 (water quality standards), are authorized.

3 (g) The legislative rules filed in the state register on the  
4 seventeenth day of October, one thousand nine hundred eighty-  
5 five, modified by the state water resources board to meet the  
6 objections of the legislative rule-making review committee and  
7 refiled in the state register on the eighth day of January, one  
8 thousand nine hundred eighty-seven, relating to the state water  
9 resources board (water quality standards) are authorized.

10 NOTE: The purpose of this bill is to authorize the State Water  
11 Resources Board to promulgate legislative rules relating to water  
12 quality standards.

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14 ~~Strike-throughs indicate language that would be stricken from~~  
15 ~~the present law, and underscoring indicates new language that~~  
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Senate Bill No. 349  
(By Senator Tucker)

[Introduced February 4, 1987; referred to the Committee  
on NATURAL RESOURCES; then to the  
Committee on THE JUDICIARY .]

10 A BILL to amend and reenact section twenty (five-a) (three),  
11 article two, chapter sixty-four of the code of West Virginia,  
12 one thousand nine hundred thirty-one, as amended, relating to  
13 authorizing the state water resources board to promulgate  
14 legislative rules relating to water quality standards.

15 Be it enacted by the Legislature of West Virginia:

16 That section twenty (five-a) (three), article two, chapter  
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19 as follows:

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1 (b) The legislative rules filed in the state register on the  
2 fifteenth day of November, one thousand nine hundred eighty-  
3 three, relating to the state water resources board (special  
4 regulations) are authorized.

5 (c) The legislative rules filed in the state register on the  
6 third day of August, one thousand nine hundred eighty-three,  
7 relating to the state water resources board (groundwater  
8 protection standards) are authorized.

9 (d) The legislative rules filed in the state register on the  
10 fifteenth day of November, one thousand nine hundred eighty-  
11 three, relating to the state water resources board (state  
12 national pollutant discharge elimination system (NPDES) program),  
13 are authorized.

14 (e) The legislature hereby authorizes and directs the state  
15 water resources board to promulgate rules relating to water  
16 quality standards in exact conformity with the rules relating to  
17 water quality standards tendered to the secretary of state on the  
18 seventh day of March, one thousand nine hundred eighty-four by  
19 the executive secretary of the state water resources board, to be  
20 received and filed for inclusion in the state register by the  
21 secretary of state.

22 (f) The legislative rules filed in the state register on the  
23 seventh day of January, one thousand nine hundred eighty-five,  
24 modified by the water resources board to meet the objections of  
25 the legislative rule-making review committee and refiled in the  
26 state register on the thirteenth day of February, one thousand

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8 thousand nine hundred eighty-seven, relating to the state water  
9 resources board (water quality standards) are authorized.

10 NOTE: The purpose of this bill is to authorize the State Water  
11 Resources Board to promulgate legislative rules relating to water  
12 quality standards.

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15 the present law, and underscoring indicates new language that  
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