



FILED

2008 NOV 18 AM 10:58

WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

OFFICE WEST VIRGINIA
SECRETARY OF STATE

Senator Joseph Minard, Cochair
Delegate Bonnie Brown, Cochair
Debra A. Graham, Chief Counsel
Felisha N. Sutherland, Administrative Assistant

Connie A. Bowling, Associate Counsel
Rita A. Pauley, Associate Counsel
Brian Skinner, Associate Counsel
Charles Roskovensky, Associate Counsel

November 16, 2008

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

TO: Betty Ireland, 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: Emission Standards for Hazardous Air Pollutants, 45CSR34

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 Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached.