



WEST VIRGINIA LEGISLATURE  
Legislative Rule-Making Review Committee

FILED

2012 JAN 10 AM 10:11

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

OFFICE WEST VIRGINIA  
SECRETARY OF STATE  
Rita A. Pauley, Associate Counsel  
Brian Skinner, Associate Counsel  
Charles Roskovensky, Associate Counsel  
Jay Lazell, Associate Counsel

January 8, 2012

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

TO: Natalie E. Tennant, 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 \_\_\_\_\_ *PHS*
  - (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 Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached. \_\_\_\_\_