



WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

Senator Joseph Minard, Cochair
Delegate Bonnie Brown, Cochair
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Brian Skinner, Associate Counsel
Charles Roskovensky, Associate Counsel

January 8, 2007

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 - Office of Air Quality
601 57th Street, SE
Charleston, WV 25304

FROM: Legislative Rule-Making Review Committee

Proposed Rule: Control of Annual Nitrogen Oxide Emissions to Mitigate Interstate Transport of Fine Particulate Matter and Nitrogen Oxides, 45CSR39

The Legislative Rule-Making Review Committee Recommends that the West Virginia Legislature:

- 1. Authorize the agency to promulgate the Legislative rule:
- 2.
 - a. as originally filed
 - b. as modified by the agency
- 3. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached.
- 4. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 5. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 6. Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached.

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STATE REGISTER
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