



WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

Senator Mark Maynard, Co-Chair
Delegate Kelli Sobonya, Co-Chair

FILED

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OFFICE WEST VIRGINIA
Debra A. Graham, Chief Counsel
SECRETARY OF STATE
Jared Wyrick, Analyst

November 19, 2015

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

To: Natalie E. Tennant, Secretary of State, State Register

To: Kristin A. Boggs
DEP - Water and Waste Management
601 57th Street, SE
Charleston, WV 25304

Mining and Reclamation

From: Legislative Rule-Making Review Committee

Proposed Rule: Surface Mining Reclamation, 38CSR2

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 X
 - (B) as modified by the agency
- 2. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 3. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 4. Recommends that the Legislature rule be withdrawn; a statement of reasons for the recommendation is attached.