



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

**FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY Environmental Protection - Secretary's Office

RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03

RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 10 -- LEGISLATIVE QUESTIONNAIRE (Page 1)

AGENCY Environmental Protection - Secretary's Office
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03
RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

PRIMARY CONTACT

Casey Korbini
131A Peninsula Street

Wheeling, STATE ZIP

SECONDARY CONTACT

Erin Brittain
2031 Pleasant Valley Road

Fairmont, STATE SECONDARY ZIP SECONDARY

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 10 -- LEGISLATIVE QUESTIONNAIRE (Page 1)

AGENCY **Environmental Protection - Secretary's Office**
RULE TYPE **Legislative** **AMENDMENT TO EXISTING RULE** **Yes** **TITLE-SERIES** **60-03**
RULE NAME **Voluntary Remediation and Redevelopment Rule**

CITE AUTHORITY **W.Va. Code § 22-22-3**

AUTHORIZING STATUTE(S) CITATION
W.Va. Code § 22-22-3

DATE FILED IN STATE REGISTER WITH NOTICE OF HEARING OR PUBLIC COMMENT PERIOD
Monday, June 27, 2016

WHAT OTHER NOTICE, INCLUDING ADVERTISING, DID YOU GIVE OF THE HEARING?
Announcement on agency website
Announcement via DEP Public Notice mailing list

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED
Thursday, July 28, 2016

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 10 -- LEGISLATIVE QUESTIONNAIRE (Page 2)

AGENCY Environmental Protection - Secretary's Office

RULE TYPE Legislative **AMENDMENT TO EXISTING RULE** Yes **TITLE-SERIES** 60-03

RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

**ATTACH LIST OF PERSONS WHO APPEARED AT HEARING, COMMENTS RECEIVED,
AMENDMENTS, REASONS FOR AMENDMENTS.**

No comments received

**DATE YOU FILED IN STATE REGISTER THE AGENCY APPROVED PROPOSED LEGISLATIVE RULE
FOLLOWING PUBLIC HEARING: (BE EXACT)**

Monday, August 15, 2016

**Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in
accordance with West Virginia Code §29A-3-11 and §39A-3-2.**



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 10 -- LEGISLATIVE QUESTIONNAIRE (Page 3)

AGENCY Environmental Protection - Secretary's Office
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03
RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

IF THE STATUTE UNDER WHICH YOU PROMULGATED THE SUBMITTED RULES REQUIRES CERTAIN FINDINGS AND DETERMINATIONS TO BE MADE AS A CONDITION PRECEDENT TO THE PROMULGATION, GIVE THE DATE UPON WHICH YOU FILED IN THE STATE REGISTER A NOTICE OF THE TIME AND PLACE OF A HEARING FOR THE TAKING OF EVIDENCE AND A GENERAL DESCRIPTION OF THE ISSUES TO BE DECIDED.

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 10 -- LEGISLATIVE QUESTIONNAIRE (Page 4)

AGENCY Environmental Protection - Secretary's Office
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03
RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

DATE OF HEARING OR COMMENT PERIOD

ON WHAT DATE DID YOU FILE IN THE STATE REGISTER THE FINDINGS AND DETERMINATIONS
REQUIRED TOGETHER WITH THE REASONS THEREFOR?

ATTACH FINDINGS AND DETERMINATIONS AND REASONS
None

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes

**Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in
accordance with West Virginia Code §29A-3-11 and §39A-3-2.**



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 1)

AGENCY Environmental Protection - Secretary's Office
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03
RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

PRIMARY CONTACT

Casey Korbini
131A Peninsula Street

Wheeling, STATE ZIP

SECONDARY CONTACT

Erin Brittain
2031 Pleasant Valley Road

Fairmont, STATE SECONDARY ZIP SECONDARY

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 1)

AGENCY Environmental Protection - Secretary's Office

RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03

RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

SUMMARIZE IN A CLEAR AND CONCISE MANNER WHAT IMPACT THIS MEASURE WILL HAVE ON COSTS AND REVENUES OF STATE GOVERNMENT.

The proposed rule amendments will have no impacts on costs and revenues of state government.

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 2)

AGENCY Environmental Protection - Secretary's Office
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03
RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

FISCAL NOTE DETAIL -- SHOW OVER-ALL EFFECT IN ITEM 1 AND 2 AND, IN ITEM 3, GIVE AN EXPLANATION OF BREAKDOWN BY FISCAL YEAR, INCLUDING LONG-RANGE EFFECT.

Effect Of Proposal	Current Increase/Decrease (use ' - ')	Next Increase/Decrease (use ' - ')	Fiscal Year (Upon Full Implementation)
ESTIMATED TOTAL COST	0.00	0.00	0.00
PERSONAL SERVICES			
CURRENT EXPENSES			
REPAIRS AND ALTERATIONS			
ASSETS			
OTHER			
ESTIMATED TOTAL REVENUES	0.00	0.00	0.00

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

8/25/2016 3:28:34 PM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 3)

AGENCY Environmental Protection - Secretary's Office
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 60-03
RULE NAME Voluntary Remediation and Redevelopment Rule

CITE AUTHORITY W.Va. Code § 22-22-3

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT). PLEASE INCLUDE ANY INCREASE OR DECREASE IN FEES IN YOUR ESTIMATED TOTAL REVENUES.

The proposed amendments will not cause any increase or decrease in fees.

Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 60-03



Rule Id: 10179



Document: 28872



