

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

Do Not Mark In This Box

FILED

2011 FEB -4 PM 1:12

WEST VIRGINIA  
SECRETARY OF STATE


**EXPIRATION OF FILING OF LEGISLATIVE EXEMPT RULE**

AGENCY: Coal Mine Health & Safety TITLE NUMBER: 36

SERIES NUMBER OF RULE BEING PROPOSED: 49

TITLE OF RULE BEING PROPOSED: Requirement to Keep a Barometer in the Mine Office; Requirement to Develop a Training Program for Use of Barometer by Mine Foreman to be Developed by Board of Miner Training & Certification; Record-keeping

THE ABOVE RULE EXPIRED November 28, 2010 DUE TO THE FAILURE OF AGENCY TO FINAL FILE AFTER THE CONCLUSION OF THE HEARING/PUBLIC COMMENT PERIOD WITHIN SIX MONTHS AFTER THE CLOSE OF THE PUBLIC COMMENT AS REQUIRED BY W. VA. CODE §29A-3-8. IF YOU WANT TO CONTINUE THE RULE MAKING PROCESS ON THIS RULE, YOU MUST RESUBMIT THE ENTIRE RULE AND ASSOCIATED FORMS WITH THE SECRETARY OF STATE FOR ANOTHER HEARING/PUBLIC COMMENT PERIOD.

  
\_\_\_\_\_  
DIRECTOR, ADMINISTRATIVE LAW DIVISION