

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

Do Not Mark In This Box

FILED

2011 FEB -4 PM 1:12

OFFICE OF THE SECRETARY OF STATE
WEST VIRGINIA

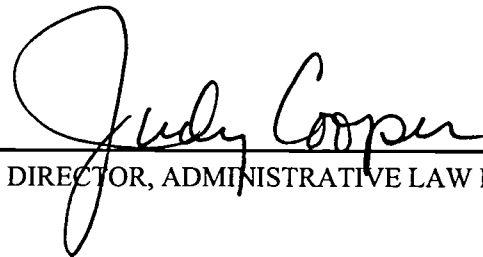
EXPIRATION OF FILING OF LEGISLATIVE EXEMPT RULE

AGENCY: Coal Mine Health & Safety TITLE NUMBER: 36

SERIES NUMBER OF RULE BEING PROPOSED: 52

TITLE OF RULE BEING PROPOSED: Fire in and about mine; notification of Director & District Mine Inspector, mine emergency evacuation plan

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