



FILED

2022 AUG -2 A 9:43

west virginia department of environmental protection

OFFICE OF WEST VIRGINIA

Executive Office
601 57th Street, SE
Charleston, WV 25304
(304)926-0475

Harold D. Ward, Cabinet Secretary
dep.wv.gov

SECRETARY OF STATE

August 2, 2022

Ms. Maureen Lewis
Director Administrative Law Division
Office of the Secretary of State
State Capitol Building
Charleston, WV 25305

Via E-mail

Re: *Withdraw of DAQ 45CSR22 filing*

Dear Ms. Lewis:

The Department of Environmental Protection (DEP), Division of Air Quality (DAQ) is withdrawing the filing of legislative rule 45CSR22, *Air Quality Management Fee Program*.

The DAQ filed the Notice of Public Comment Period on June 1, 2022, and filed the comments received during the public comment period along with a response to comments document on July 21, 2022. After considering the comments received, the DEP decided not to pursue revisions to 45CSR22 during the 2023 legislative session and therefore did not file an Agency Approved version of the rule.

The DEP requests that the administrative law office of the Secretary of State update its website and records to reflect the withdrawal of this rule for further consideration during the 2023 legislative session. Should you require additional information or have questions, please contact Laura Jennings by phone at (304) 414-1266 or by e-mail at Laura.M.Jennings@wv.gov.

Regards,

Jason Wandling
General Counsel

JW/lmj

cc: Laura M. Crowder, Director DAQ
Laura Jennings, Technical Analyst DAQ

Promoting a healthy environment.