



STATE OF WEST VIRGINIA

DEPARTMENT OF ENERGY

1615 WASHINGTON STREET, EAST  
CHARLESTON, WEST VIRGINIA 25311  
TELEPHONE: 348-3500

ARCH A. MOORE, JR.  
GOVERNOR

July 7, 1988

KENNETH R. FAERBER  
COMMISSIONER

The Honorable Ken Hechler  
Secretary of State  
Capitol Complex  
Charleston, West Virginia 25305

Dear Mr. Secretary:

The West Virginia Department of Energy, on December 9, 1987, filed proposed legislative rules which sought to repeal existing surface mining regulations (Title 38, Series 2 and 2A), and promulgate new regulations as contained in the proposal. The proposed legislative rules were filed with both the Secretary of State and the Legislative Rulemaking Review Committee.

As you are perhaps aware, the Committee was unable to act on the proposed rule; therefore, it was not authorized by the Legislature. In view of the current status of the proposed rule, and because the Department of Energy is currently amending the proposed rule for future submittal, I am requesting that the package filed on December 9, 1987, be withdrawn.

Your cooperation in this regard is very much appreciated.

Sincerely,

  
Kenneth R. Faerber  
Commissioner

KRF:cc

cc: Rich Hartman

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SECRETARY OF STATE