

SB 765

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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1998



ENROLLED

SENATE BILL NO. 765

(By Senator Wootton et al.)



PASSED March 10 1998

In Effect from Passage

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SECRETARY OF STATE
STATE OF WEST VIRGINIA

ENROLLED

Senate Bill No. 765

(BY SENATORS WOOTON, BALL, BOWMAN, DITTMAR,
HUNTER, ROSS, SCHOONOVER, SNYDER AND BUCKALEW)

[Passed March 10, 1998; in effect from passage.]

AN ACT to amend and reenact section one, article eleven, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating generally to the promulgation of administrative rules by the various executive and administrative agencies; and authorizing certain agencies to modify certain legislative rules for the limited purpose of updating and making technical corrections to those legislative rules.

Be it enacted by the Legislature of West Virginia:

That section one, article eleven, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 11. TECHNICAL CORRECTIONS TO THE CODE OF STATE RULES.

§64-11-1. Division of environmental protection, office of oil and gas.

1 (a) The legislative rule filed in the state register on the
2 first day of July, one thousand nine hundred ninety-three,
3 authorized under the authority of section two, article six,
4 chapter twenty-two of this code, relating to the division of
5 environmental protection (abandoned wells, 38 CSR 22,
6 renumbered as 35 CSR 6), is authorized with the following
7 amendments:

8 "Beginning on page 1, and continuing throughout the
9 text of the rule, by renumbering the text breakdown as
10 necessary to conform with the rule of the secretary of state
11 relating to format (standard size and format for rules and
12 procedures for publication of the state register or parts of
13 the state register, 153 CSR 6);"

14 (b) The legislative rule filed in the state register on the
15 first day of June, one thousand nine hundred ninety-six,
16 authorized under the authority of section two, article six,
17 chapter twenty-two of this code, relating to the division of
18 environmental protection (coalbed methane wells, 38 CSR
19 23, renumbered as 35 CSR 3), is authorized with the
20 following amendments:

21 "Beginning on page 1, and continuing throughout the
22 text of the rule, by renumbering the text breakdown as
23 necessary to conform with the rule of the secretary of state
24 relating to format (standard size and format for rules and
25 procedures for publication of the state register or parts of
26 the state register, 153 CSR 6);"

27 (c) The legislative rule filed the first day of July, one
28 thousand nine hundred ninety-three, authorized under the
29 authority of section two, article six, chapter twenty-two
30 of this code, relating to the division of environmental
31 protection (designation of future use and inactive status

32 for oil and gas wells, 38 CSR 21, renumbered as 35 CSR 5),
33 is authorized with the following amendments:

34 “Beginning on page 1, and continuing throughout the
35 text of the rule, by renumbering the text breakdown as
36 necessary to conform with the rule of the secretary of state
37 relating to format (standard size and format for rules and
38 procedures for publication of the state register or parts of
39 the state register, 153 CSR 6);”

40 (d) The legislative rule filed in the state register on the
41 first day of July, one thousand nine hundred ninety-three,
42 authorized under the authority of section two, article six,
43 chapter twenty-two of this code, relating to the division of
44 environmental protection (oil and gas wells and other
45 wells, 38 CSR 18, renumbered as 35 CSR 4), is authorized
46 with the following amendments:

47 “Beginning on page 1, and continuing throughout the
48 text of the rule, by renumbering the text breakdown as
49 necessary to conform with the rule of the secretary of state
50 relating to format (standard size and format for rules and
51 procedures for publication of the state register or parts of
52 the state register, 153 CSR 6);”

53 (e) The legislative rule filed in the state register on the
54 twelfth day of June, one thousand nine hundred eighty-
55 seven, authorized under the authority of section two,
56 article six, chapter twenty-two of this code, relating to the
57 division of environmental protection (oil and gas opera-
58 tions - solid waste, 38 CSR 12, renumbered as 35 CSR 2),
59 is authorized with the following amendment:

60 “Beginning on page 1, and continuing throughout the
61 text of the rule, by renumbering the text breakdown as
62 necessary to conform with the rule of the secretary of state
63 relating to format (standard size and format for rules and
64 procedures for publication of the state register or parts of
65 the state register, 153 CSR 6);”

66 (f) The legislative rule filed in the state register on the

67 first day of June, one thousand nine hundred ninety-one,
68 authorized under the authority of section two, article six,
69 chapter twenty-two of this code, relating to the division of
70 environmental protection (miscellaneous Water Pollution
71 Control 38 CSR 11, renumbered as 35 CSR 1), is autho-
72 rized with the following amendment:

73 "Beginning on page 1, and continuing throughout the
74 text of the rule, by renumbering the text breakdown as
75 necessary to conform with the rule of the secretary of state
76 relating to format (standard size and format for rules and
77 procedures for publication of the state register or parts of
78 the state register, 153 CSR 6);"

79 (g) The legislative rule filed in the state register on the
80 thirty-first day of July, one thousand nine hundred
81 ninety-seven, authorized under the authority of section
82 two, article six, chapter twenty-two of this code, relating
83 to the division of environmental protection (dam control,
84 38 CSR 14), is repealed.

85 (h) The legislative rule filed in the state register on the
86 thirty-first day of July, one thousand nine hundred
87 ninety-seven, authorized under the authority of section
88 two, article six, chapter twenty-two of this code, relating
89 to the division of environmental protection (certification
90 of gas wells, 38 CSR 16), is repealed.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Paul Johnson
.....
Chairman Senate Committee

Will Fontana
.....
Chairman House Committee

Originated in the Senate.

In effect from passage

Carroll E. Blythe
.....
Clerk of the Senate

Bryony M. Bay
.....
Clerk of the House of Delegates

Earl Ray Tomblin
.....
President of the Senate

Phil
.....
Speaker House of Delegates

The within *approved* this the *21st*
day of *March*, 1998

[Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/16/98

Time 10:50 am