

**WEST VIRGINIA LEGISLATURE**  
**2016 FIRST EXTRAORDINARY SESSION**

**ENROLLED**

**House Bill 118**

(BY DELEGATES FAST, SUMMERS, OVERINGTON, FOLK,  
SHOTT, MCCUSKEY, IRELAND, KESSINGER, SOBONYA,  
DEEM AND FOSTER)

[Passed June 2, 2016; in effect from passage.]

**FILED**  
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OFFICE WEST VIRGINIA  
SECRETARY OF STATE

HB118

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DEEM AND FOSTER)

[Passed June 2, 2016; in effect from passage.]

1 AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
2 designated §64-3-1a, relating to authorizing the Department of Environmental Protection,  
3 Air Quality to promulgate a legislative rule relating to standards of performance for new  
4 stationary sources.

*Be it enacted by the Legislature of West Virginia:*

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new  
2 section, designated §64-3-1a to read as follows:

**ARTICLE 3. AUTHORIZATION FOR DEPARTMENT OF ENVIRONMENTAL  
PROTECTION TO PROMULGATE LEGISLATIVE RULES.**

**§64-3-1a. Department of Environmental Protection, Air Quality.**

1 The legislative rule filed in the State Register on July 24, 2015, authorized under the  
2 authority of section four, article five, chapter twenty-two, of this code, relating to the Department  
3 of Environmental Protection, Air Quality (standards of performance for new stationary sources,  
4 45 CSR 16), is authorized with the following amendment set forth below:

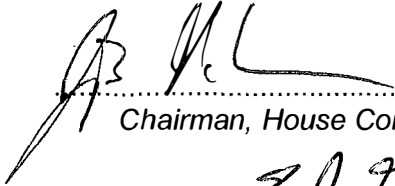
5 On page 2, following subdivision 4.1.b., by adding the following new subdivision:

6 “4.1.c. The following subparts of 40 CFR Part 60 relating to wood-burning heaters and  
7 appliances are expressly excluded and are not adopted or incorporated by reference in this rule:

8 4.1.c.1. The 2015 amendments to subpart AAA; and

9 4.1.c.2. Subpart QQQQ.”

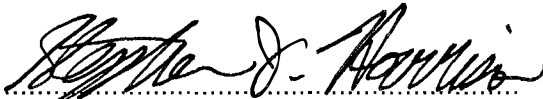
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

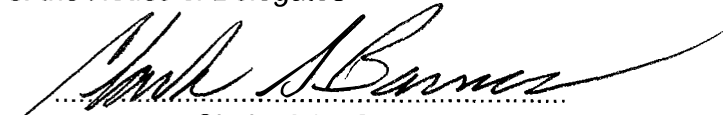
  
.....  
Chairman, House Committee

  
.....  
~~Member~~ Chairman, Senate Committee

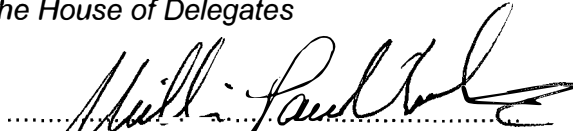
Originating in the House.

In effect from passage.

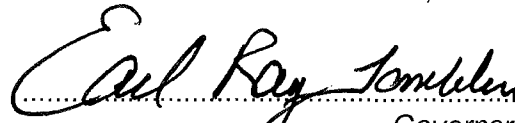
  
.....  
Clerk of the House of Delegates

  
.....  
Clerk of the Senate

  
.....  
Speaker of the House of Delegates

  
.....  
President of the Senate

The within *is approved* this the *8th*  
day of *June* ....., 2016.

  
.....  
Governor

**PRESENTED TO THE GOVERNOR**

JUN 07 2016

Time 10:17 am