



west virginia department of environmental protection

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Earl Ray Tomblin, Governor
Randy C. Huffman, Cabinet Secretary
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April 10, 2014

Dear Stakeholder:

As you know, Senate Bill 373 (the Tank Bill) requires DEP to propose rules for the 2015 Legislative Session implementing the regulatory program outlined therein. In order to meet that deadline, DEP will file its proposal as an emergency rule this fall.

Because this will be a new program within DEP, and because of the myriad of interests at stake, we are going to approach this rule differently than we do others. First, we would like your input before we actually draft the rule. We would like for you to provide us with a list of things (in either bulleted list or paragraph form) you would like to see addressed in the rule and the way you would like to see them addressed. DEP will use this information, in addition to the information that will be provided on the tank registration forms, to prepare a first draft of the rule. We need this information from you no later than **May 15, 2014**. You can provide that information to us via email at Scott.G.Mandirola@wv.gov or regular U.S. mail addressed to:

Scott G. Mandirola, Director
DEP Division of Water & Waste Management
601 57th Street, SE
Charleston, WV 25304

Once we finish the first draft of the rule, which we anticipate will be around mid-July, we will send it to you for review and further comment. We will then schedule a stakeholders' meeting to discuss and debate the draft. You may send written comments at any time during the process. After we have processed these comments, we will revise the draft rule accordingly and officially file it with the Secretary of State as an emergency rule no later than December 2014. At that time, we will also put it out to public notice and comment, which includes a process by which the public can submit written comments, as well as a public hearing.

If you have any questions or concerns, please contact me, Scott Mandirola, or Kristin Boggs. We look forward to working with you on this important rule.

Sincerely,

Randy C. Huffman
Cabinet Secretary

Promoting a healthy environment.