

Solid Waste Management Board Rules

Rule	Description	Date	Modifications	Continued without change/modified/repealed and reason for determination
54-01	This legislative rule establishes the requirements governing disbursement of loans and grants to governmental agencies for the acquisition or construction of solid waste disposal projects.	6/17/91	No modifications	Continue This rule remains necessary, as it creates the processes and procedures by which county solid waste authorities can receive loans and grants from the SWMB.
54-02	This rule establishes fee schedules and cost allocations applicable to the issuance of bonds by the SWMB.	6/17/91	No modifications	Continue This rule remains necessary, as it relates directly to the previous rule and is the mechanism for assigning fees and rates for loans and bonds.
54-03	The purpose of this rule is to establish minimum standards and planning requirements for all county solid waste authorities to follow in developing, updating, and amending comprehensive letter and solid waste control plans as required by W.Va. Code § 22C-4-1.	6-17-91	4/10/96 technical modification 5/21/01 to bring into compliance with changes to state code and DEP rules	Continue This rule remains necessary, as it implements the statutory requirement that county solid waste authorities update and amend their litter and solid waste control plans, which are used as the basis for the development of the State Solid Waste Management Plan, which is required to be updated every two years.
54-04	The purpose of this rule is to establish minimum standards and requirements for the content, format, amendment, review, approval and public participation process involved in county solid waste facility siting plans as required by W.Va. Code § 22C-4-24.	6/17/91	4/10/96 technical modification 5/21/01 to bring into compliance with changes to state code and DEP rules	Continue This rule remains necessary, as it implements the statutory requirement that county solid waste authorities update and amend their commercial solid waste facility siting plans, which are used as the basis for the development of the State Solid Waste Management Plan, which is required to be updated every two years.
54-05	The purpose of this rule is to provide interpretation and guidance concerning the awarding of grants to county solid waste authorities for use in carrying out the purposes of W.Va. Code § 22C-4-1.	1/4/91	6/9/93 passage of HB 100 4/3/95 passage of HB 2134 4/15/02 to bring the rule into conformity with the statute	Continue This rule remains necessary, as it creates the processes and procedures by which county solid waste authorities can receive grants from the SWMB.
54-06	This legislative rule establishes a system for performance reviews and measures to be conducted by the SWMB to conduct a biennial performance review of a county solid waste authority that operates a commercial solid waste facility to gauge the productivity and operational health of the authority.	7/1/09	No modifications	Continue This rule remains necessary to monitor the business operations of publicly owned and operated solid waste authorities to prevent mismanagement leading to tax funded bailouts and environmental liabilities due to bankruptcy.