

HB 2436

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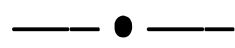
REGULAR SESSION, 1997



ENROLLED

HOUSE BILL No. 2436

(By Delegate **➤** Proudfoot, Fragale, Caputo, Flanigan,
Stemple, Damron and Leggett _____)



Passed _____ ^{APRIL 1}
~~March 31,~~ _____ 1997

In Effect _____ Ninety Days From _____ Passage

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

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COMMITTEE SUBSTITUTE

FOR

H. B. 2436

(BY DELEGATES PROUDFOOT, FRAGALE, CAPUTO,
FLANIGAN, STEMPLE, DAMRON AND LEGGETT)

*h
DNB*

APRIL 1

[Passed ~~March 31~~, 1997; in effect ninety days from passage.]

AN ACT to amend and reenact section four, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the possession of illegally obtained wildlife; forfeiture to state; and establishing criminal penalties.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2. WILDLIFE RESOURCES.

§20-2-4. Possession of wildlife.

1 Except as otherwise provided by law, no person shall
2 have in his or her possession any wildlife, or parts thereof,
3 during closed seasons. It is unlawful to possess any
4 wildlife, or parts thereof, which have been illegally taken,
5 killed or obtained. Any wildlife illegally taken, killed or
6 possessed shall be forfeited to the state and shall be
7 counted toward the daily, seasonal, bag, creel and posses-
8 sion limit of the person in possession of, or responsible
9 for, the illegal taking or killing of any wildlife.

10 Wildlife lawfully taken outside of this state shall be
11 subject to the same laws and rules as that taken within this
12 state.

13 Migratory wild birds shall be possessed only in
14 accordance with the "Migratory Bird Treaty Act" and
15 regulations thereunder.

16 The restrictions in this section do not apply to the
17 director or duly authorized agents, who may, in any
18 manner, take or maintain in captivity, at any time, any
19 wildlife for the purpose of carrying out the provisions of
20 this chapter.

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

Randy Schoonover
Chairman Senate Committee

Nick Fantasia
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Darrell E. Blevins
Clerk of the Senate

Bryony M. Day
Clerk of the House of Delegates

Carl Roy Tomblin
President of the Senate

[Signature]
Speaker of the House of Delegates

The within is approved this the 15th
day of April, 1997.

[Signature]
Governor

PRESENTED TO THE
GOVERNOR

Date 4/9/97

Time 10:03 AM