WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1951

ENROLLED
SENATE BILL NO. 159

(By Mr. Bowley)

PASSED March 5, 1951

In Effect from Passage
ENROLLED

Senate Bill No. 159
(By MR. BOWLING)

[Passed March 5, 1951; in effect ninety days from passage.]

AN ACT to amend article seven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto two new sections, to be designated sections two-j and two-k, and to amend and reenact sections three and eleven, article seven, and section ten, article nine of said chapter twenty, all relating to licenses to hunt and fish on national forest lands in West Virginia.

Be it enacted by the Legislature of West Virginia:

That article seven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto two new sections to be designated sections two-j and two-k, and that sections three and eleven,
article seven, and section ten, article nine of said chapter
twenty be amended and reenacted, all to read as follows:


Section 2-j. Class I; National Forest Hunting and Trapping License.—A class I license shall be a national forest
hunting and trapping license and shall entitle the licensee
to hunt all game animals and game birds and trap all fur
bearing animals in season excepting beaver, on all na-
tional forest land in West Virginia. It shall be issued
only to a non-resident holding a class E license or to a
resident holding a class A or AB license. The fee there-
for shall be one dollar. The revenue derived from the
sale of this license shall be used for management
and propagation of game and fish on national forest
land and for no other purpose. The conservation com-
mission of West Virginia shall enter into a cooperative
agreement with the United States forest service, such
agreement to define the means and methods to be taken
to improve the wildlife and fish resources and to pro-
gram the expenditure of all funds derived from this
license.
Sec. 2-k. Class J. **National Forest Fishing License.**—

A Class J license shall be a national forest fishing license and shall entitle the licensee to fish in waters within national forest land in West Virginia. It shall be issued only to a non-resident holding a Class E or Class F license, or to a resident holding a Class B or Class AB license. The fee therefor shall be one dollar. The revenue derived from the sale of this license shall be used only for management and propagation of game and fish on national forest land and for no other purpose. The conservation commission of West Virginia shall enter into a cooperative agreement with the United States Forest Service, and such agreement to define the means and methods to be taken to improve the wildlife and fish resources and to program the expenditure of all funds derived from this license.

Sec. 3. **Where License Applications Made; Alien Permits.**—Persons eligible for any class license shall make application therefor, either in person or by agent, in writing or orally, as follows:

(i) For Class A, B, E, F, H, I and J license, to any county clerk.
(ii) For class D license, to the county clerk of any county bordering the Ohio River.

(iii) For Class C license, to the commission; and for Class G license, to the commission, or its administrative employees at state parks or state forests.

Aliens desiring to procure licenses shall first apply to the director for a permit to secure such license. If the director satisfies himself that the applicant is legally entitled to such license, and will observe the laws of this state, and particularly the provisions of this chapter, he may issue the permit. Permits, once issued, shall remain in force until revoked. No issuing officer shall be required to issue or deliver any license unless the applicant informs him that the licensee is duly qualified and eligible to receive the class of license applied for, and payment of the required fee is made to such officer.

Sec. II. Funds Allocated for Forests and Refuges.—The director shall, each year, allocate ten per cent of the total revenue obtained from all classes of hunting and fishing license, excepting classes I and J, for the purchase of lands and the maintenance of state forests,
and game and fish refuges. Not more than fifty per cent of the amount so allocated may be expended for patrolling such lands, protecting wild game and fish thereon, the improvement of wildlife habitat, and other necessary maintenance and operation.

Article 9. Forests.

Section 10. Financial Assistance from Owners of Forest Lands; Expenditures by Commission.—The commission may cooperate with the owners of forest lands and receive financial assistance from them for the purposes aforesaid and do any and all things necessary therefor, including the establishment and maintenance of patrol and lookout stations: Provided, however, That the commission shall expend for forestry purposes only such moneys as shall be appropriated therefor by the state, and such moneys as may be contributed therefor by the private owners, and such moneys as may be recovered from persons giving origin to forest fires, and such moneys as may be received from the federal government by appropriation under the Weeks and Clarke-McNary laws, or otherwise; and in addition for the aforementioned purposes,
16 shall provide twenty per cent of the funds derived annually from the sale of game and fish licenses, excepting classes I and J.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

James M. Koop
Chairman House Committee

Originated in the Senate.

Takes effect _______ days from _______ passage.

Clerk of the Senate

Mr. Goff
Clerk of the House of Delegates

M. W. Heath
President of the Senate

W. E. Howard
Speaker House of Delegates

The within _______ approved _______ this the _______ day of _______, 1951.

Olgy L. Patterson
Governor.

Filed in the Office of the Secretary of State of West Virginia, MAR 10, 1951.

D. Pitt O'Brien, Secretary of State