

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1953

ENROLLED

SENATE BILL NO. 274

(By Mr. Bowling)

PASSED March 9 1953

In Effect January 1, 1954 Passage

274

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Senate Bill No. 274

(By MR. BOWLING)

[Passed March 9, 1953; in effect January 1, 1954.]

AN ACT to amend and reenact sections three, three-c and four, article seven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to amend said article by adding thereto a new section, to be designated section two-1, relating to the issuance of hunting and fishing licenses.

Be it enacted by the Legislature of West Virginia:

That sections three, three-c and four, article seven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted, and that said article be amended by adding thereto a new section,

to be designated section two-1, and by amending and reenacting sections three, three-c and four thereof, all to read as follows:

Section 2-1. *Authority of Director to Designate Agents to Issue Licenses; Bond.*—The director shall have authority to appoint within any county as many persons, firms or corporations, as his agents, with authority to issue licenses under the provisions of this article, as may in his opinion be necessary, in addition to the county clerk, to serve the convenience of the public in procuring such licenses. Each person, firm or corporation so appointed shall, before issuing any license, file with the director a bond payable to the state of West Virginia, in an amount to be fixed by the director at not less than five hundred dollars nor more than one thousand dollars, conditioned upon the faithful performance of their obligation to issue licenses only in conformity with the provisions of this article and to account for all license fees received by them. The form of such bond shall be prescribed by the attorney general. Whenever the word “person” is used in this article with respect to persons

19 or agents authorized to issue licenses, it shall be con-
20 strued to include firms or corporations.

Sec. 3. *Where License Applications Made; Compensa-*
2 *tion of Persons Issuing Licenses; Alien Permits.*—Persons
3 eligible for any class license shall make application there-
4 for, either in person or by agent, in writing or orally,
5 as follows:

6 (1) For Class A, B, E, F, H, I, J and K license, to any
7 county clerk or to any other person authorized by the
8 director to issue licenses.

9 (2) For Class D license, to the county clerk of any
10 county bordering the Ohio River, or to any other person
11 in such a county authorized by the director to issue li-
12 censes.

13 (3) For Class C license, to the commission; and for
14 Class G and Class L licenses, to the commission, or its
15 administrative employees at state parks or state forests.

16 Every person making application for any license shall
17 pay, in addition to the license fees prescribed therefor
18 in the preceding sections of this article, an additional fee
19 of fifteen cents as compensation for the person issuing

20 the license. All such additional fees received by any
21 county clerk shall be paid by him into the general county
22 fund.

23 Aliens desiring to procure licenses shall first apply to
24 the director for a permit to secure such license. If the
25 director satisfies himself that the applicant is legally
26 entitled to such license, and will observe the laws of this
27 state, and particularly the provisions of this chapter, he
28 may issue the permit. Permits, once issued, shall remain
29 in force until revoked. No issuing officer shall be re-
30 quired to issue or deliver any license unless the applicant
31 informs him that the licensee is duly qualified and eli-
32 gible to receive the class of license applied for, and pay-
33 ment of the required fee is made to such officer.

Sec. 3-c. *Issuance of License by County Clerks or Other*
2 *Designated Agents.*—The clerk of any county court or
3 any other person authorized to issue licenses to whom
4 an application for license is made shall issue it, if, to
5 the best of his knowledge and information the applicant
6 has given him the information required by section
7 three-a of this article and, in his opinion, is legally en-

8 titled to obtain the class of license applied for, and pays
9 the proper fee.

10 Each license shall bear a serial number and shall be
11 signed by the clerk of the county court, or his deputy,
12 or by any other person authorized to issue it. The per-
13 son issuing the license shall deliver to the purchaser any
14 tag, badge, or other license container which may be fur-
15 nished by the director and required to be worn by the
16 licensee. The person issuing the license shall keep an
17 accurate record, in form prescribed by the director, of
18 all licenses issued and of all moneys collected as license
19 fees.

Sec. 4. *Supplies Furnished by Director.*—Licenses, tags
2 to be worn by licensees and badges or containers for li-
3 censes, if any are required, shall be furnished by the
4 director to every person authorized to issue licenses.

MAR 18 1923
D. MITT O'BRIEN
STATE OF ILLINOIS

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

A. McAulby
Chairman Senate Committee

A. Ambler
Chairman House Committee

Originated in the Senate.

Takes effect *January 1, 1954* passage.

Thomas H. Miller
Clerk of the Senate

W. H. Ruff
Clerk of the House of Delegates

Ralph B. Brown
President of the Senate

W. H. Ruff
Speaker House of Delegates

The within *approved* this the *16th* day of *March*, 1953.

William C. Malone
Governor.



FILED IN THE OFFICE OF THE SECRETARY OF STATE
OF VIRGINIA **MAR 16 1953**

O. PITT O'BRIEN,
SECRETARY OF STATE