AN ACT to amend and reenact section nine, article three, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to transportation of birds, animals, fish, amphibians and reptiles.

Be it enacted by the Legislature of West Virginia:

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

Section 9. Transportation of Birds, Animals, Fish, 2 Amphibians and Reptiles.—No person shall at any time 3 transport or kill or have in his possession with the inten- 4 tion of transporting beyond the limits of the state, any 5 elk, deer, raccoon (except the pelt thereof), quail, wood-
cock, pheasant, ruffed grouse, wild turkey, squirrel, wild duck or wild goose, or any part thereof, or any game, birds, fish or frogs killed, caught or captured within this state: Provided, however, (1) That a non-resident license may take with him personally, when leaving the state, any game animals, game birds, fish or frogs, that he has lawfully taken or killed, not exceeding, during the season, the number that any person may lawfully take or kill in any two days; (2) that game birds and game animals raised for commercial purposes may be transported out of the state as authorized under permit issued by the director under section twelve-a of this article; (3) that wild birds, wild animals, fish or frogs lawfully taken under scientific collecting permit issued by the director as authorized under section seven-a of this article may be transported out of the state; and (4) that game, food and bait fish, or the eggs thereof propagated as authorized under a license issued by the director under section nine, article six of this chapter, may be transported out of the state. It shall be unlawful to bring into the state of West Virginia any game, wild bird, wild animal, amphibian, fish
or reptile unlawfully taken or possessed in any other state of the United States of America.

No person, corporation or association shall import or transport into the State of West Virginia, or receive shipment in the state from without the state, any live specimen of the following species: wolf, coyote, European hare or variety thereof, such as the San Juan rabbit, bowfin (Amia Calva) or carp (Cyprinus spp.), without first having obtained from the director a free permit authorizing such importation. Should the director find that the importation of any other type or species of live game, live wild animal, live wild bird, live amphibian, live reptile or live fish, including minnows to be used for bait, may constitute a menace to either the economy or health of the state or its natural resources, he may, by formal order, include the names of such other species as he finds advisable to the above list. The director shall give notice of the order by publication once each week for two successive weeks in two newspapers of general circulation throughout the state.

Federal regulations shall govern the transportation of all migratory birds.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect [Signature]...passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 10 day of March, 1955.

Governor.

Filed in the Office of the Secretary of State of West Virginia MAR 11 1955

D. Pitt O'Brien
Secretary of State