

WEST VIRGINIA LEGISLATURE

EXTRAORDINARY SESSION, 1961

ENROLLED

Committee Substitute

SENATE BILL NO. 6

(By Mr. *Carson*, Mr. President)

PASSED June 16 1961

In Effect July 1, 1961 Passage



Filed in Office of the Secretary of State
of West Virginia JUN 21 1961
JOE F. BURDETT
SECRETARY OF STATE

ENROLLED
COMMITTEE SUBSTITUTE FOR
Senate Bill No. 6

(By MR. CARSON, MR. PRESIDENT)

[Passed June 16, 1961; in effect July 1, 1961.]

AN ACT to amend and reenact section nine, article one, and section twenty-seven, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to further amend article two of said chapter twenty by adding thereto two new sections designated sections forty-four-a and forty-four-b, to provide that certain revenues received by the department of natural resources shall be paid as special revenue to said department; to exempt persons over sixty-five years of age from game and fish licensing requirements; and re-

lating to the issuance of a national forest hunting and trapping license, a national forest fishing license, and the amount of fee therefor.

Be it enacted by the Legislature of West Virginia:

That section nine, article one, and section twenty-seven, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted and that said article two of said chapter twenty be further amended by adding thereto two new sections designated sections forty-four-a and forty-four-b, all to read as follows:

Article 1. Organization and Administration.

Section 9. *Fiscal Management.*—Subject to any controlling rules and regulations of the department of finance and administration relating to state fiscal management policies and practices, the director shall establish in the department an adequate budget, finance and accounting system which will currently and accurately reflect the fiscal operations and conditions of the department at all times. The department's accounting and auditing services shall be on a fiscal-year basis.

10 The director shall select and designate a competent and
11 qualified person as department fiscal officer who, under
12 the supervision of the director, shall be responsible for
13 all budget, finance and accounting services of the depart-
14 ment. All moneys received by the department shall be
15 recorded and shall be paid as special revenue to the de-
16 partment of natural resources, as provided in paragraph
17 (i), section two, article two, chapter twelve of this code,
18 except in cases wherein certain receipts of the depart-
19 ment are by specific provisions of this chapter required
20 to be paid into some special fund or funds.

Article 2. Game and Fish.

Section 27. *Necessity for Licensing.*—Except as other-
2 wise provided by law, no resident who has reached his
3 fifteenth birthday and who has not reached his sixty-
4 fifth birthday, and no nonresident, regardless of age,
5 shall at any time take, hunt, pursue, trap for, kill or
6 chase any wild animals, wild birds, or fish for, take, kill
7 or catch any fish, amphibians or aquatic life of any kind
8 whatsoever in this state without first having secured a
9 license or permit, and then only during the respective

10 open seasons. No person under the age of fifteen years
11 shall hunt or chase any wild animals or wild birds upon
12 lands of another unless accompanied by a licensed adult.

13 A resident or nonresident member of any club, or-
14 ganization or association, or persons owning or leasing a
15 game preserve, or fish preserve, plant or pond in this
16 state shall not hunt or fish therein without first securing
17 a license or permit as required by law: *Provided, how-*
18 *ever,* That resident landowners or their resident children,
19 or bona fide resident tenants of such land may, without
20 a permit or license, hunt and fish on their own land dur-
21 ing open seasons in accordance with laws and regulations
22 applying to such hunting and fishing unless such lands
23 have been designated as a wildlife refuge or preserve.

24 Licenses and permits shall be of the kinds and classes
25 set forth in this article, and shall be conditioned upon
26 the payment of the fees established therefor.

Sec. 44-a. *Class I; National Forest Hunting and Trap-*
2 *ping License.*—A class I license shall be a national forest
3 hunting and trapping license and shall entitle the li-
4 censee to hunt all game animals and game birds and

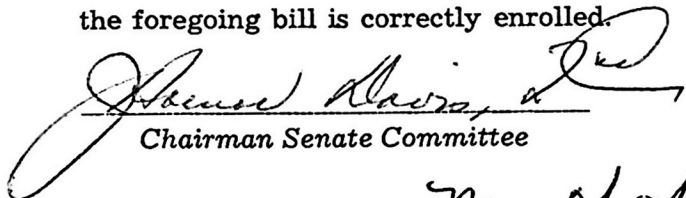
5 trap all fur-bearing animals in season excepting beaver,
6 on all national forest land in West Virginia. It shall be
7 issued only to a nonresident holding a class E or class L
8 license or to a resident holding a class A or AB license.
9 The fee therefor shall be one dollar. The revenue de-
10 rived from the sale of this license shall be used for man-
11 agement and propagation of game and fish on national
12 forest land and for no other purpose. The department of
13 natural resources of West Virginia shall enter into a
14 cooperative agreement with the United States forest serv-
15 ice, such agreement to define the means and methods to
16 be taken to improve the wildlife and fish resources and
17 to program the expenditure of all funds derived from
18 this license.


Sec. 44-b. *Class J; National Forest Fishing License.*—A

2 class J license shall be a national forest fishing license
3 and shall entitle the licensee to fish in waters within
4 national forest land in West Virginia. It shall be issued
5 only to a nonresident holding a class E or class F license
6 or to a resident holding a class B or class AB license.
7 The fee therefor shall be one dollar. The revenue derived

8 from the sale of this license shall be used only for man-
9 agement and propagation of game and fish on national
10 forest land and for no other purpose. The department of
11 natural resources of West Virginia shall enter into a
12 cooperative agreement with the United States forest
13 service, such agreement to define the means and methods
14 to be taken to improve the wildlife and fish resources and
15 to program the expenditure of all funds derived from this
16 license.

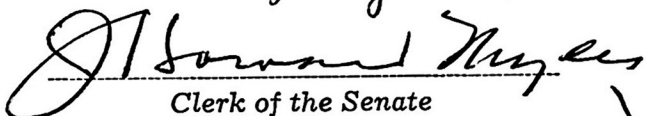
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



Chairman Senate Committee


Chairman House Committee

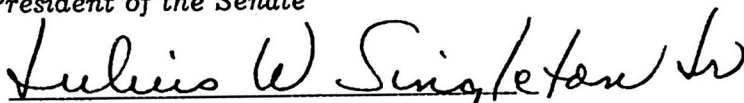
Originated in the Senate.

Takes effect July 1, 1961. ~~passage.~~

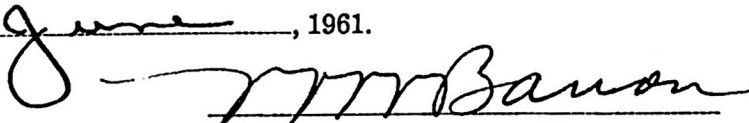

Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within approved this the 21st
day of June, 1961.


Governor



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of West Virginia JUN 21 1961
JOE F. BURDETT
SECRETARY OF STATE