WEST VIRGINIA LEGISLATURE
EXTRAORDINARY SESSION, 1961

ENROLLED
Committee Substitute
SENATE BILL NO. 6

(By Mr. (By Mr. 

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

Article 2. Game and Fish.

Section 27. Necessity for Licensing.—Except as otherwise provided by law, no resident who has reached his fifteenth birthday and who has not reached his sixtieth birthday, and no nonresident, regardless of age, shall at any time take, hunt, pursue, trap for, kill or chase any wild animals, wild birds, or fish for, take, kill or catch any fish, amphibians or aquatic life of any kind whatsoever in this state without first having secured a license or permit, and then only during the respective
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open seasons. No person under the age of fifteen years shall hunt or chase any wild animals or wild birds upon lands of another unless accompanied by a licensed adult.

A resident or nonresident member of any club, organization or association, or persons owning or leasing a game preserve, or fish preserve, plant or pond in this state shall not hunt or fish therein without first securing a license or permit as required by law: Provided, however, That resident landowners or their resident children, or bona fide resident tenants of such land may, without a permit or license, hunt and fish on their own land during open seasons in accordance with laws and regulations applying to such hunting and fishing unless such lands have been designated as a wildlife refuge or preserve.

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

Sec. 44-a. 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 national forest land in West Virginia. It shall be issued only to a nonresident holding a class E or class L license or to a resident holding a class A or AB license. The fee therefor 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 department of natural resources 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 program the expenditure of all funds derived from this license.

Sec. 44-b. 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 nonresident 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 department of natural resources 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 program the expenditure of all funds derived from this license.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Johnnie Harris
Chairman Senate Committee

Mrs. W.W. Anthony
Chairman House Committee

Originated in the Senate.

Takes effect July 1, 1961.

O. Howard Hughes
Clerk of the Senate

C.A. Blankenship
Clerk of the House of Delegates

Howard E. Hanson
President of the Senate

Julius W. Singleton Jr.
Speaker House of Delegates

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

Governor

Filed in Office of the Secretary of State of West Virginia June 21, 1961

JOE F. BURDETT
SECRETARY OF STATE