

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1971



ENROLLED

COMMITTEE SUBSTITUTE FOR
HOUSE BILL No. 1009
ORIGINATING IN THE COMMITTEE ON FINANCE

(By Mr. _____)



PASSED March 13 1971

In Effect January 1, 1972 Passage



FILED IN THE OFFICE
JOHN B. COOKWELL, IV
SECRETARY OF STATE
1971 APR 2 7

1009

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COMMITTEE SUBSTITUTE
FOR
House Bill No. 1009

(Originating in the Committee on Finance)

[Passed March 13, 1971; in effect January 1, 1972.]

AN ACT to repeal section forty-two, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact sections thirty-four, thirty-nine, forty, forty-a, forty-four-a and forty-six of said article, all relating to hunting, trapping and fishing licenses; license fees; disposition of license fees.

Be it enacted by the Legislature of West Virginia:

That section forty-two, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be repealed; and that sections thirty-four, thirty-nine, forty, forty-a, forty-four-a, and forty-six of said article be amended and reenacted, all to read as follows:

§20-2-34. Disposition of license fees; reports of agents; special funds and uses.

1 All persons in this state who receive money for licenses
2 and permits required by this chapter shall, on the first
3 day of each month, pay over to the director all moneys
4 so collected by them during the preceding month. Such
5 payment shall be accompanied by a report showing, in
6 the case of license money, the name of the county, the
7 class of license sold, the names and addresses of the
8 persons paying the same, the date of the receipt thereof,
9 the signature of the person receiving and remitting such
10 funds, and such other information as the director may
11 deem necessary.

12 Except where other provisions of this chapter spe-
13 cifically require and direct payment of any such moneys
14 into designated funds for specific uses and purposes, all
15 moneys so received by the director hereunder shall be
16 by him promptly paid into the state treasury and shall
17 be credited to the department of natural resources and
18 shall be further credited to and kept in a separate fund
19 designated "license fund-wildlife resources" which shall

20 be used and paid out, upon order of the director solely
21 for law enforcement and for purposes directly relating
22 to the conservation, protection, propagation and distribu-
23 tion of wildlife in this state pursuant to the provisions
24 of this chapter.

25 No funds from the "license fund-wildlife resources"
26 shall be expended for recreational facilities or activities
27 that are used by or for the benefit of the general public,
28 rather than purchasers of hunting and fishing licenses.

29 Of the annual license fund income, the director shall
30 retain ten percent for capital improvements and land
31 purchases benefiting state wildlife, forty percent shall
32 be budgeted to the wildlife resources division, forty
33 percent to law enforcement and ten percent apportioned
34 by the director within provisions of this section. Any
35 unexpended moneys for capital improvements and land
36 purchases shall be carried forward.

**§20-2-39. Class A resident statewide hunting and trapping
license.**

1 A Class A license shall be a resident statewide hunting
2 and trapping license and shall entitle the licensee to

3 hunt and trap all legal species of game in all counties
4 of the state, except as prohibited by rules or regulations
5 of the director. It shall be issued only to citizens of the
6 United States who are residents of this state. The fee
7 therefor shall be five dollars.

§20-2-40. Class B resident statewide fishing license.

1 A Class B license shall be a resident statewide fishing
2 license and shall entitle the licensee to fish for all legal
3 fish in all counties of the state, except as prohibited
4 by rules or regulations of the director. It shall be issued
5 only to citizens of the United States, and unnaturalized
6 persons possessing the permit mentioned in section
7 twenty-nine of this article, who are residents of this
8 state. The fee therefor shall be five dollars.

**§20-2-40a. Class AB combination resident statewide hunting,
trapping and fishing license.**

1 A Class AB combination license shall be a resident
2 statewide hunting, trapping and fishing license and shall
3 entitle the licensee to hunt and trap for all legal species
4 of game and fish for all legal species of fish and frogs
5 in all counties of the state, except as prohibited by rules

6 or regulations of the director. It shall be issued only to
7 citizens of the United States who are residents of this
8 state. The fee therefor shall be eight dollars.

§20-2-44a. Class I national forest hunting, trapping and fishing license.

1 A Class I license shall be a national forest hunting,
2 trapping and fishing license. It shall entitle the licensee,
3 when within national forest land in West Virginia, to
4 hunt legal species in season; to trap all fur-bearing ani-
5 mals in season; and to fish in the waters therein. The li-
6 cense shall be issued only to a nonresident holding a Class
7 E, Class L, Class F or Class K license, or to a resident
8 holding a Class A, Class B or Class AB license. The fee
9 therefor shall be one dollar.

§20-2-46. Class L nonresident statewide bow and arrow hunting and fishing license.

1 A Class L license shall be a nonresident bow and arrow
2 hunting and fishing license and shall entitle the licensee to
3 employ a long bow and arrow in taking game, fish and
4 frogs in all counties of the state. It shall be issued only
5 to citizens of the United States who are not residents
6 of this state. The fee therefor shall be fifteen dollars.

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

Russell G. Beall
Chairman Senate Committee

Phyllis J. Rutledge
Chairman House Committee

Originated in the House.

In effect January 1, 1972.

Howard Meyers
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

E. Harwood House
President of the Senate

Lewis D. McManus
Speaker House of Delegates

The within *approved* this the *1st*
day of *April*, 1971.

Arch A. Shaver Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/19/71

Time 11:00 a.m.

RECEIVED

APR 2 11 53 PM '71

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA