WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

ENROLLED
SENATE BILL NO. 65

(By Mr. Colombo)

PASSED March 18, 1981
In Effect ninety days from Passage
ENROLLED

Senate Bill No. 65
(By MR. COLOMBO)

[Passed March 18, 1981; in effect ninety days from passage.]

AN ACT to amend and reenact section forty-six-b, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to special hunting licenses for antlerless deer; setting restrictions on obtaining a license to hunt antlerless deer; providing exceptions to such restrictions; requiring that persons licensed to hunt such deer hold certain other hunting licenses and providing certain exceptions for persons over age sixty-five or less than age sixteen; and requiring proof of age in such cases.

Be it enacted by the Legislature of West Virginia:
That section forty-six-b, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 2. WILDLIFE RESOURCES.

§20-2-46b. Class N special deer hunting license; fee; exceptions; regulations; limitations; authority of director.

1  A Class N license is a special deer hunting license for antlerless deer of either sex and entitles the licensee to hunt for and kill one antlerless deer of either sex during the Class N license season: Provided, That if a hunter kills a buck deer during the regular deer hunting season, he shall also be permitted to hunt for and kill one antlerless deer during Class N license season if he has applied for and has had issued to him a Class N license. Only one Class N license may be acquired during any calendar year in which the Class N license season is held, and the Class N license can be used only by the applicant. No person receiving a Class N license for any given Class N license season may receive a Class N license for the next consecutive Class N license season. In
order to implement this restriction the director shall cause
the names and social security numbers of those persons
receiving licenses to be recorded in the department’s records.
The fee for a Class N license is eight dollars: Provided,
however, That the director may issue a Class N license to a
person who received a Class N license the preceding year if
there are not sufficient applications received from persons
who did not receive a Class N license the preceding year to
meet the purpose for which Class N licenses are issued.
The Class N license may be issued only for removing
antlerless deer on a post-season basis when the director
dees it essential for proper management of wildlife
resources. The director shall establish such rules and
regulations governing the issuance of such Class N licenses as
he deems necessary to limit, on a fair and equitable basis, the
number of persons who may hunt for antlerless deer in any
county, or any part of a county: Provided, however, That no
more than four Class N licenses shall be issued for each deer
that the director desires to have killed during the Class N
season.
When the director deems it essential that Class N license
season be held in a particular county or part of a county, the
season shall be held on the Friday and Saturday following
regular deer hunting season, and shall extend beyond the
two-day period only upon order of the director when
necessary to accomplish the desired kill.
Bona fide resident landowners or their resident children,
bona fide resident tenants of such land, and any bona fide
resident stockholder of resident corporations which are
formed for the primary purpose of hunting or fishing and
which are the fee simple owners of no less than one thousand
acres of land upon which such antlerless deer may be hunted
are not required to have a Class N license in their possession
while hunting antlerless deer on their own land during the
Class N license season.
A Class N license may be issued only to a resident of this
state who holds a valid Class A, Class AB, Class O or Class Q
license issued for the current calendar year or a resident of
this state who has attained the age of sixty-five years, except
that this requirement shall not apply to persons under the age
of sixteen. The director shall require proof of age before
issuing a Class N license, and such license shall contain a
space for recording the number of the valid Class A, Class AB, Class O or Class Q license.

Notwithstanding any provision of this code to the contrary, no Class N license shall be issued for a county or a part of a county unless, during the regular deer hunting season in the previous year, two bucks have been killed per square mile of deer range in that county or part of the county in which the hunt is held, and the director deems the holding of the Class N season necessary.
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.

To take effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within ____________ this the ________ day of ________-, 1981.

Governor