WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1982

ENROLLED
Committee Substitute for
SENATE BILL NO. 352

(By Mr. Colombo)

PASSED March 13, 1982
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 not allowing holders of only Class O resident and nonresident trout fishing license to hold a Class N special deer hunting license; and relating to Class N license season.

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.
1 A Class N license is a special deer hunting license for
2 antlerless deer of either sex and entitles the licensee to
3 hunt for and kill one antlerless deer of either sex during
4 the Class N license season: Provided, That if a hunter
5 kills a buck deer during the regular deer hunting season,
6 he shall also be permitted to hunt for and kill one antler-
7 less deer during Class N license season if he has applied
8 for and has had issued to him a Class N license. Only
9 one Class N license may be acquired during any calendar
10 year in which the Class N license season is held, and the
11 Class N license can be used only by the applicant. No
12 person receiving a Class N license for any given
13 Class N license season may receive a Class N license for
14 the next consecutive Class N license season. In order to
15 implement this restriction the director shall cause the
16 names and social security numbers of those persons
17 receiving licenses to be recorded in the department's
18 records. The fee for a Class N license is eight dollars:
19 Provided, however, That the director may issue a Class
20 N license to a person who received a Class N license the
21 preceding year if there are not sufficient applications
22 received from persons who did not receive a Class N
23 license the preceding year to meet the purpose for which
24 Class N licenses are issued.
25
26 The Class N license may be issued only for the purpose
27 of removing antlerless deer on a post-season basis when
28 the director deems it essential for proper management of
29 wildlife resources. The director shall establish such rules
30 and regulations governing the issuance of such Class N
31 licenses as he deems necessary to limit, on a fair and
32 equitable basis, the number of persons who may hunt for
33 antlerless deer in any county, or any part of a county:
34 Provided further, That no more than four Class N
35 licenses shall be issued for each deer that the director
36 desires to have killed during the Class N season.
37
38 When the director deems it essential that Class N
39 license season be held in a particular county or part of a
40 county, that season shall be set by the natural resources
41 commission as provided for in section seven, article one
42 of this chapter.
43
44 Bona fide resident landowners or their resident chil-
45 dren, bona fide resident tenants of such land, and any
46 bona fide resident stockholder of resident corporations
47 which are formed for the primary purpose of hunting or
48 fishing and which are the fee simple owners of no less
49 than one thousand acres of land upon which such antler-
50 less deer may be hunted are not required to have a Class
51 N license in their possession while hunting antlerless
52 deer on their own land during the Class N license season.
53 A Class N license may be issued only to a resident of
54 this state who holds a valid Class A, Class AB or Class Q
55 license issued for the current calendar year or a resident
of West Virginia who is not required to obtain a license 
or permit to hunt as provided in section twenty-eight, 
article two of this chapter, except that this requirement 
shall not apply to persons under the age of fifteen. 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 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 is approved this the 30

day of March, 1982.

Governor