

NO. 2191

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989



ENROLLED

HOUSE BILL No. 2191

(By MR. Del. Love + Livens)



Passed March 22, 1989

In Effect Ninety Days From Passage

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OFFICE OF THE CLERK
WEST VIRGINIA LEGISLATURE

APR 14 1989

ENROLLED
H. B. 2191

(By DELEGATES LOVE AND GIVENS)

[Passed March 22, 1989; in effect ninety days from passage.]

AN ACT to amend and reenact section forty-six-j, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to permitting the use of muzzle-loaded pistols under provisions for muzzle-loading deer hunting licenses.

Be it enacted by the Legislature of West Virginia:

That section forty-six-j, 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.

§20-2-46j. Class V resident and Class VV nonresident muzzle-loading deer hunting licenses.

1 There shall be a special season of at least three days
2 each year for the taking of deer with muzzle-loading
3 firearms, either rifles or pistols, to be set at such time
4 and to be of such duration as determined by the
5 commission: *Provided*, That such special season shall not
6 be set prior to the regular season for the taking of deer
7 with firearms. For a minimum of two days during this
8 season, deer of either sex may be taken with muzzle-
9 loading firearms in all counties open for the taking of
10 antlerless deer as provided in section forty-six-b of this
11 article. Antlered deer only may be taken in all other
12 counties open for the taking of deer with firearms.

13 Only single shot muzzle-loading firearms with iron
14 sights having a bore diameter of no less than forty-four
15 one-hundredths inch shall be legal firearms for the
16 taking of deer during the special season provided herein.

17 In a calendar year, a hunter who has previously killed
18 more than one deer may hunt for and take only antlered
19 deer during the special season provided herein.

20 The special season provided herein shall be concurrent
21 with all other seasons designated for the taking of game.

22 Any person wishing to hunt for and kill deer during
23 the special muzzle-loading season must possess a valid
24 Class V or Class VV license, except that this require-
25 ment shall not apply to a resident of West Virginia who
26 is not required to obtain a license or permit to hunt as
27 provided in this chapter. A Class V license shall be a
28 resident muzzle-loading deer hunting license. A Class
29 VV license shall be a nonresident muzzle-loading deer
30 hunting license. The licenses shall be issued in a form
31 prescribed by the director, shall be in addition to a Class
32 A, Class AB or Class E license and shall be valid only
33 when accompanied thereby. The fee for the Class V
34 license shall be five dollars. The fee for the Class VV
35 license shall be ten dollars.

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

Frederick L. Parker
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Sue C. Nichols
Clerk of the Senate

Donald L. Hoop
Clerk of the House of Delegates

Forrest Turner
President of the Senate

Pat O'Connell
Speaker of the House of Delegates

The within *is* approved this the *31st*
day of *March*, 1989.

Gaston Caperton
Governor

PRESENTED TO THE

GOVERNOR

Date 3/29

Time 4:06