

SB 337

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1994



ENROLLED

SENATE BILL NO. 337

(By Senator Dittmar)



PASSED March 12, 1994

In Effect 90 days from Passage

E N R O L L E D

Senate Bill No. 337

(BY SENATOR DITTMAR)

[Passed March 12, 1994; in effect ninety days from passage.]

AN ACT to amend and reenact section eleven, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to sale of wildlife; and transportation of same.

Be it enacted by the Legislature of West Virginia:

That section eleven, 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.

§20-2-11. Sale of wildlife; transportation of same.

1 No person, except those legally licensed to operate
2 private game preserves for the purpose of propagating
3 game for commercial purposes, and those legally
4 licensed to propagate or sell fish, amphibians and
5 other forms of aquatic life, shall purchase or offer to
6 purchase, sell or offer to sell, expose for sale, or have
7 in his possession for the purpose of sale any wildlife,
8 or part thereof, which has been designated as game
9 animals, fur-bearing animals, game birds, game fish or
10 amphibians, or any of the song or insectivorous birds
11 of the state, or any other species of wildlife which the

12 director may designate: *Provided*, That pelts of game
13 or fur-bearing animals taken during the legal season
14 may be sold and live red and gray foxes and racoon
15 taken by legal methods during legal and established
16 trapping seasons may be sold within the state: *Provid-*
17 *ed, however*, That hide, head, antlers and feet of a
18 legally killed deer and the hide, head, skull, organs
19 and feet of a legally killed black bear may be sold.

20 No person, including a common carrier, shall trans-
21 port, carry or convey, or receive for such purposes any
22 wildlife, the sale of which is prohibited, if such person
23 knows or has reason to believe that such wildlife has
24 been or is to be sold in violation of this section.

25 The selling or exposing for sale, having in possession
26 for sale, transporting or carrying in violation of this
27 section shall each constitute a separate misdemeanor
28 offense. Notwithstanding the provisions of this or any
29 other section of this chapter, any game birds or game
30 bird meats sold by licensed retailers may be served at
31 any hotel, restaurant or other licensed eating place in
32 this state.

33 The director shall have authority to promulgate
34 rules and regulations in accordance with chapter
35 twenty-nine-a of this code, dealing with the sale of
36 wildlife and the skins thereof.

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

[Handwritten Signature]
.....
Chairman Senate Committee

Ernest C. Moore
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Russell E. Spivey
.....
Clerk of the Senate

Donald L. Kopp
.....
Clerk of the House of Delegates

Neil S. Smith
.....
President of the Senate

Bill Eubank
.....
Speaker House of Delegates

The within *is approved* this the *25th*
day of *March*, 1994.

Yeaston Cooper L.
.....
Governor

PRESENTED TO THE

GOVERNOR

Date

3/18/94

Time

4:35 pm