WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1997

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ENROLLED

HOUSE BILL No. 2436

Proudfoot, Fragale, Caputo, Flanigan,
Stempie, Damron and Leggett ________

(By Delegate ________

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APRIL 1

Passed ____________________________ 1997

-March-31-__________________________

In Effect ____________________________

Ninety Days From ___________ Passage
ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2436

(BY DELEGATES PROUDFOOT, FRAGALE, CAPUTO, FLANIGAN, STEMPLE, DAMRON AND LEGGETT)

[Passed March 31, 1997; in effect ninety days from passage.]

AN ACT to amend and reenact section four, article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the possession of illegally obtained wildlife; forfeiture to state; and establishing criminal penalties.

Be it enacted by the Legislature of West Virginia:

That section four, 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.

§20-2-4. Possession of wildlife.

1 Except as otherwise provided by law, no person shall have in his or her possession any wildlife, or parts thereof, during closed seasons. It is unlawful to possess any wildlife, or parts thereof, which have been illegally taken, killed or obtained. Any wildlife illegally taken, killed or possessed shall be forfeited to the state and shall be counted toward the daily, seasonal, bag, creel and possession limit of the person in possession of, or responsible for, the illegal taking or killing of any wildlife.
Wildlife lawfully taken outside of this state shall be subject to the same laws and rules as that taken within this state.

Migratory wild birds shall be possessed only in accordance with the "Migratory Bird Treaty Act" and regulations thereunder.

The restrictions in this section do not apply to the director or duly authorized agents, who may, in any manner, take or maintain in captivity, at any time, any wildlife for the purpose of carrying out the provisions of this chapter.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Randy Schorse
Chairman Senate Committee

Nick Fantasia
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Darrell Scott
Clerk of the Senate

Earl Ray Tomblin
President of the Senate

Speaker of the House of Delegates

The within is approved this the 15th day of April, 1997.

Jeff Anderson
Governor