

SB 525

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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1999



ENROLLED

SENATE BILL NO. 525

(By Senator BLUMBERG, ET AL)



PASSED MARCH 12, 1999

In Effect NINETY DAYS FROM Passage

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OFFICE OF THE CLERK OF THE SENATE
SECRETARY OF STATE

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Senate Bill No. 525

(BY SENATORS DITTMAR, SCHOONOVER, HELMICK, ANDERSON,
LOVE, ROSS, BALL, HUNTER AND SHARPE)

[Passed March 12, 1999; 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 making it illegal to sell the organs and feet of a legally killed bear.

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 licensed
4 to propagate or sell fish, amphibians and other forms of
5 aquatic life, shall purchase or offer to purchase, sell or

6 offer to sell, expose for sale, or have in his or her possession for the purpose of sale any wildlife, or part thereof, 7 which has been designated as game animals, fur-bearing 8 animals, game birds, game fish or amphibians, or any of 9 the song or insectivorous birds of the state, or any other 10 species of wildlife which the director may designate: 11 *Provided*, That pelts of game or fur-bearing animals taken 12 during the legal season may be sold and live red and gray 13 foxes and raccoon taken by legal methods during legal and 14 established trapping seasons may be sold within the state: 15 *Provided, however*, That hide, head, antlers and feet of a 16 legally killed deer and the hide, head and skull of a legally 17 killed black bear may be sold. 18

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

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

31 The director shall have authority to promulgate rules in 32 accordance with chapter twenty-nine-a of this code, 33 dealing with the sale of wildlife and the skins thereof.

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

[Signature]
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originating in the Senate.

In effect ninety days from passage.

[Signature]
.....
Clerk of the Senate

[Signature]
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Clerk of the House of Delegates

[Signature]
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within..... *approved* this the *30th*
Day of..... *March*, 1999

[Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/25/99

Time 1:50 pm