

WEST VIRGINIA  
SECRETARY OF STATE  
KEN HECHLER  
ADMINISTRATIVE LAW DIVISION

Form #2

FILED  
1991 AUG 20 AM 9 30  
OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

Department of Commerce, Labor  
and Environmental Resources,  
AGENCY: Division of Natural Resources TITLE NUMBER: 47  
RULE TYPE: Legislative; CITE AUTHORITY West Virginia Code §20-1-7(30)  
AMENDMENT TO AN EXISTING RULE: YES  NO   
IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 11C

TITLE OF RULE BEING PROPOSED: Special Bear Hunting Regulations

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON September 20, 1991 AT 4:30 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

DNR Rule Comments  
State Capitol Complex  
Building 3 Room 712  
Charleston, West Virginia 25305

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

  
J. Edward Hamrick III  
Director

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

FISCAL NOTE FOR PROPOSED RULES

FILED

Rule Title: Special Bear Hunting Regulations

1991 AUG 20 AM 9:41

Type of Rule: XX Legislative Interpretive Procedural

OFFICE OF THE SECRETARY OF STATE  
WEST VIRGINIA

Agency: Department of Commerce, Labor and Environmental Resources Division of Natural Resources.

Address: Building 3, State Capitol Complex, Charleston, West Virginia 25305

1. Effect of Proposed Rule	Increase \$	ANNUAL		FISCAL YEAR	
		Decrease \$	Current \$	Next \$	Thereafter \$
Personal Services					
Current Expense					
Repairs and Alterations					
Equipment					
Other					

NO CHANGE

2. Explanation of Above Estimates: The purpose of these regulations is to control the use of dogs when hunting bear with the boundaries of this State. No new administrative expenditures are anticipated.

3. Objectives of These Rules: The objectives of this rule are to provide standards for the safety of the public and proper management of the Black Bear.

4. Explanation of Overall Economic Impact of Proposed Rule.

- A. Economic Impact on State Government: No impact.
- B. 1. Economic Impact on Political Subdivisions: No impact.
- 2. Economic Impact on Specific Industries: No impact.

3. Economic Impact on Specific Groups of Citizens: No impact.

C. Economic Impact on Citizens/Public at Large: No impact.



J. Edward Hamrick III  
Director

Date: August 12, 1991

PREAMBLE TO A PROPOSED RULE CONCERNING  
SPECIAL BEAR HUNTING REGULATIONS

STATE AGENCY: Department of Commerce, Labor and Environmental Resources, Division of Natural Resources.

REGULATIONS: Title 47, Series 11C "Special Bear Hunting Regulations"

AUTHORITY: West Virginia Code §20-1-7(30).

ACTION: Filing notice of a thirty-day comment period on a proposed rule.

SUMMARY: Today's filing proposes a new rule that will control the use of dogs when hunting bear within the boundaries of this State. This rule incorporates the provisions of Title 47, Series 11 "Hunting and Trapping Regulations" that were filed legislative exempt on August 13, 1990. Comments on this proposed rule can be sent to: DNR Rule Comments, State Capitol Complex, Building 3, Room 712, Charleston, West Virginia 25305. The comment period will end on September 20, 1991 at 4:30 p.m.

TITLE 47  
LEGISLATIVE RULES  
DEPARTMENT OF COMMERCE, LABOR AND ENVIRONMENTAL RESOURCES  
DIVISION OF NATURAL RESOURCES

FILED

1991 AUG 20 AM 9:41

SERIES 11C  
SPECIAL BEAR HUNTING REGULATIONS

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

§47-11C-1. General.

1.1. Scope and Purpose. -- The purpose of these regulations is to control the taking of bear within the boundaries of this State.

1.2. Authority. -- West Virginia Code §20-1-7(30).

1.3. Filing Date. --

1.4. Effective Date. --

§47-11C-2. Definitions.

2.1. All terms shall have the meaning prescribed to them in Title 47, Series 11A (47 C.S.R. 11A).

§47-11C-3. The Use of Dogs.

3.1. The use of dogs while hunting for bear during the firearms bear season is illegal in the following counties: Boone, Fayette, Kanawha, Nicholas, and Raleigh.

3.2. Except as provided in Title 47, Series 11 (47 C.S.R. 11), the use of dogs while bow hunting for bear is legal during any portion of the archery bear season which may coincide with an open firearms bear season.