

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
Department of Natural Resources
Chapter 20-1
Series XII
1978

*valid obsolete
1978 to Aug 26, 1985*

Subject: Ginseng Rules and Regulations

Section 1. General.

1.01. Scope. Legislative rules and regulations relating to collection and sale of wild, native ginseng.

1.02. Authority. Code of West Virginia §20-1-7(31).

1.03. Filing Date. These regulations were filed in 1978, and refiled December 30, 1982, to become effective January 1, 1983, and shall remain in effect unless otherwise amended or new regulations are issued by the Director.

Section 2. Season.

2.01. Dates - The collecting season for wild, native ginseng shall be from August 1 to November 15 of each calendar year.

2.02. Area - The season shall be statewide and subject to change.

Section 3. Unlawful Acts.

3.01. Possession - It shall be illegal to possess green ginseng between January 1 and July 31 of each calendar year.

Section 4. Collector's Responsibilities.

4.01. Permission - Any person who collects wild, native ginseng upon the enclosed or posted lands of another person shall obtain permission in writing from the owner, tenant or agent of such lands, and this person shall have in his possession such written permission when collecting ginseng upon said lands.

4.02. Replanting - Any person who collects wild, native ginseng shall be required to plant the seeds from the plants he collects at the site of the digging.

Section 5. Dealer's Responsibilities.

5.01. Permit - Any person, firm or corporation who buys wild, native ginseng shall obtain a Ginseng Dealer's Permit from the Department of Natural Resources.

5.02. Reporting - Authorized ginseng dealers shall report annually to the Department of Natural Resources on a form prescribed by the said agency regarding the amount of wild, native ginseng bought and sold.

5.03. Tagging - For each sale transacted, authorized ginseng dealers shall be responsible for attaching with the ginseng a West Virginia Ginseng Tag Number furnished by the Department of Natural Resources. This tag shall remain with the ginseng.

Section 6. Revocation of Permit.

6.01. Any dealer convicted of violating a provision of the Ginseng Rules and Regulations is subject to having his Ginseng Dealer's Permit revoked.