

**WEST VIRGINIA**  
**SECRETARY OF STATE**  
KEN HECHLER  
**ADMINISTRATIVE LAW DIVISION**

Form #5

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1991 NOV 21 AM 11:08

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE  
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**

Department of Commerce, Labor,  
and Environmental Resources,  
Division of Natural Resources

AGENCY: \_\_\_\_\_ TITLE NUMBER: 47

CITE AUTHORITY: West Virginia Code §§20-1-7(30) and 29A-1-3(c)

RULE TYPE: PROCEDURAL \_\_\_\_\_ INTERPRETIVE \_\_\_\_\_

EXEMPT LEGISLATIVE RULE X  
CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

West Virginia Code §29A-1-3(c)

AMENDMENT TO AN EXISTING RULE: YES ~~XXX~~, NO \_\_\_\_\_

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1138

TITLE OF RULE BEING AMENDED: "Special Waterfowl Hunting Areas."

IF NO, SERIES NUMBER OF NEW RULE BEING ADOPTED: \_\_\_\_\_

TITLE OF RULE BEING ADOPTED: \_\_\_\_\_

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE  
EFFECTIVE DATE OF THIS RULE IS November 21, 1991

  
J. Edward Hamrick III  
Director

2.60

PREAMBLE TO AN AGENCY-APPROVED RULE  
CONCERNING SPECIAL REGULATIONS FOR  
WATERFOWL HUNTING AREAS

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

AUTHORITY: West Virginia Code §§20-1-7(30) and 29A-1-3(c).

REGULATIONS: Title 47, Series 13B, "Special Waterfowl Hunting Areas."

ACTION: Filing a rule exempt from the Legislative Rule-Making Process.

SUMMARY: Today's filing submits regulations concerning waterfowl hunting on specified waters of this State. These rules were originally filed October 15, 1991 under Title 47, Series 14. The Division finds it necessary to redesignate the series number of this regulation from Title 47, Series 14 to Title 47, Series 13B so as to not conflict with the "Small Arms Hunting Regulations" existing under Title 47, Series 14.

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

SERIES 13B  
SPECIAL WATERFOWL HUNTING AREAS

§47-13B-1. General.

1.1. Scope and Purpose. -- These regulations establish provisions for hunting waterfowl in specified areas of this State.

1.2. Authority. -- West Virginia Code §§20-1-7(30) and 29A-1-3(c).

1.3. Filing Date. -- November 21, 1991.

1.4. Effective Date. -- November 21, 1991.

1.5. Repeal of Former Rule. -- This rule repeals and replaces Title 47, Series 14, "Special Waterfowl Hunting Areas" filed and effective on October 15, 1991.

§47-13B-2. Definitions.

2.1. All terms shall have the meaning prescribed in Title 47 Series 13A "Special Waterfowl Hunting Regulations" (47 C.S.R. 13A).

§47-13B-3. McClintic Wildlife Management Area.

3.1. The provisions of Title 47 Series 13 and 13A are in effect at the McClintic Wildlife Management Area, except as provided in Sections 3.2 through 3.6 of these regulations.

3.2. Seasons for Canada geese, snow geese, and blue geese are closed until October 5, 1991.

3.3. All hunting in the controlled waterfowl hunting area is by permit only during the period commencing on October 5 and ending on October 12, 1991.

3.4. Shooting hours in the controlled waterfowl hunting area are from thirty (30) minutes before sunrise until noon during the period commencing on October 5 and ending on October 12, 1991.

3.5. Hunting in the controlled waterfowl hunting area is restricted to waterfowl hunting from State-controlled blinds during the period commencing on October 5 and ending on October 12, 1991 even if other hunting seasons run concurrently.

3.6. The controlled waterfowl hunting area is marked by signs and includes Ponds #3, #6, #7, #8, #9, #11, #17, #18, #19, #36, #39, and #40.

§47-13B-4. Green Bottom Wildlife Management Area.

4.1. The provisions of Title 47 Series 13 and 13A are in effect at the Green Bottom Wildlife Management Area, except as provided in Section 4.2 through 4.3 of these regulations.

4.2. Seasons for Canada geese, snow geese, and blue geese are closed until October 5, 1991.

4.3. Shooting hours for waterfowl are from thirty (30) minutes before sunrise until noon during the period commencing on October 5 and ending on October 12, 1991.

TO BE REPEALED

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

SERIES 14  
SPECIAL WATERFOWL HUNTING AREAS

§47-14-1. General.

1.1. Scope and Purpose. -- These regulations establish provisions for hunting waterfowl in specified areas of this State.

1.2. Authority. -- West Virginia Code §§20-1-7(30) and 29A-1-3(c).

1.3. Filing Date. --

1.4. Effective Date. --

§47-14-2. Definitions.

2.1. All terms shall have the meaning prescribed in Title 47 Series 13A "Special Waterfowl Hunting Regulations" (47 C.S.R. 13A).

§47-14-3. McClintic Wildlife Management Area.

3.1. The provisions of Title 47 Series 13 and 13A are in effect at the McClintic Wildlife Management Area, except as provided in Sections 3.2 through 3.6 of these regulations.

3.2. Seasons for Canada geese, snow geese, and blue geese are closed until October 5, 1991.

3.3. All hunting in the controlled waterfowl hunting area is by permit only during the period commencing on October 5 and ending on October 12, 1991.

3.4. Shooting hours in the controlled waterfowl hunting area are from thirty (30) minutes before sunrise until noon during the period commencing on October 5 and ending on October 12, 1991.

3.5. Hunting in the controlled waterfowl hunting area is restricted to waterfowl hunting from State-controlled blinds during the period commencing on October 5 and ending on October 12, 1991 even if other hunting seasons run concurrently.

3.6. The controlled waterfowl hunting area is marked by signs and includes Ponds #3, #6, #7, #8, #9, #11, #17, #18, #19, #36, #39, and #40.

§47-14-4. Green Bottom Wildlife Management Area.

TO BE REPEALED

4.1. The provisions of Title 47 Series 13 and 13A are in effect at the Green Bottom Wildlife Management Area, except as provided in Section 4.2 through 4.3 of these regulations.

4.2. Seasons for Canada geese, snow geese, and blue geese are closed until October 5, 1991.

4.3. Shooting hours for waterfowl are from thirty (30) minutes before sunrise until noon during the period commencing on October 5 and ending on October 12, 1991.