

TITLE 58
LEGISLATIVE RULE
BUREAU OF COMMERCE
DIVISION OF NATURAL RESOURCES

SERIES 11D
GENERAL HUNTING RULE

§58-11D-1. General.

1.1. Scope and Purpose. -- The purpose of this rule is to establish general hunting regulations that will provide for the safety of the hunter and the proper management of wildlife within the boundaries of this State.

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

1.3. Filing Date. --

1.4. Effective Date. --

1.5. Repeal of Former Rule. -- These rules repeal and replace 58 C.S.R. 11D "General Hunting Rule" that were filed on June 24, 1993 and became effective on June 24, 1993.

§58-11D-2. Definitions.

2.1. All terms have the meaning prescribed to them in the Rule Defining The Terms To Be Used Concerning All Hunting and Trapping Regulations (47 C.S.R. 11A).

§58-11D-3. General Hunting Rules.

3.1. A long bow or compound bow may be substituted for a firearm during any season for which firearms are legal except during the muzzle-loading firearms deer season.

3.2. Each person killing a bear or wild boar found in a wild state must immediately after removing its entrails, but in any event within one hour and before transporting or removing the carcass in any manner from where it was killed, complete and attach a game tag. The tag must bear, in plain English, the name and address of the hunter, the date and county where the game was killed, and, unless he or she is legally exempted from the licensing requirements of this State, the license number of the hunter.

3.3. No person under the age of fifteen (15) years may hunt or chase wild animals or wild birds on the lands of another unless he or she is accompanied by a licensed adult who remains in a position near enough to him or her to render advice and assistance.

3.4. A person may only use bows, single-shot muzzle-loading firearms, or shotguns loaded with T or smaller shot to hunt wildlife within the boundaries of the Green Bottom Wildlife Management Area.

3.5. Within 24 hours of the time of the kill, the fresh skin and attached head or carcass of ~~Each~~ each deer and the carcass of each wild turkey must be delivered to a conservation officer or an official game checking station for checking and retagging before it is transported beyond the boundaries of the county adjacent to that in which the kill was made.



FILED

Oct 11 10 40 AM '94

West Virginia Legislature
Legislative Rule-Making Review Committee

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Room M-152, State Capitol
Charleston, West Virginia 25305
(304) 340-3286

Senator Joe Manchin, III, Co-Chair
Delegate Brian A. Gallagher, Co-Chair

October 2, 1994

Debra A. Graham, Counsel
Marie Nickerson, Admr. Assistant

NOTICE OF ACTION TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

TO: Ken Hechler, Secretary of State, State Register

TO: Mr. Charles B. Felton, Jr.
Division of Natural Resources
Capitol Complex, Building 3
1900 Kanawha Blvd., E.
Charleston, WV 25305-0668

FROM: Legislative Rule-Making Review Committee

PROPOSED RULE: General Hunting Regulations

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule
 - (a) as originally filed _____
 - (b) as modified by the agency X
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached. _____
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
5. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached. _____

Pursuant to Code 29A-3-11(c), this notice has been filed in the State Register and with the agency proposing the rule.

cc: Robert L. Miles, Chief
Wildlife Resources, DNR

SENATE BILL NO. 117

(By Senators Manchin, Anderson, Boley, Grubb and Macnaughtan)

[Introduced January 20, 1995; referred to the
Committee on Natural Resources; and then to
the Committee on the Judiciary]

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58-11D

10 A BILL to amend chapter sixty-four of the code of West Virginia,
11 one thousand nine hundred thirty-one, as amended, by adding
12 thereto a new article, designated article three-a, relating
13 to authorizing the division of natural resources to
14 promulgate legislative rules relating to general hunting
15 regulations.

16 **Be it enacted by the Legislature of West Virginia:**

17 That chapter sixty-four of the code of West Virginia, one
18 thousand nine hundred thirty-one, as amended, be amended by
19 adding thereto a new article, designated article three-a, to read
20 as follows:

21 **ARTICLE 3A. AUTHORIZATION FOR BUREAU OF COMMERCE TO PROMULGATE**
22 **LEGISLATIVE RULES.**

23 **§64-3A-1. Division of natural resources.**

1 The legislative rules filed in the state register on the
2 twelfth day of August, one thousand nine hundred ninety-four,
3 modified by the division of natural resources to meet the
4 objections of the legislative rule-making review committee and
5 refiled in the state register on the fourteenth day of October,
6 one thousand nine hundred ninety-four, relating to the division
7 of natural resources (general hunting regulations), are
8 authorized.

9

10 NOTE: The purpose of this bill is to authorize the Division
11 of Natural Resources to promulgate legislative rules relating to
12 general hunting regulations.

13

14 This section is new; therefore, strike-throughs and
15 underscoring have been omitted.

58-110

Bill-DNR, General Hunting

9812

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H. B. 2186

(By Delegates Gallagher, Douglas, Compton,
Linch, Faircloth and Riggs)
(Introduced January 23, 1995 ; referred to the
Committee on Agriculture and Natural Resources then
the Judiciary)

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