

**WEST VIRGINIA  
SECRETARY OF STATE**

**KEN HECHLER**

**ADMINISTRATIVE LAW DIVISION**

Form #3

**FILED**

**Aug 12 1 59 PM '94**

**OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE**

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE  
AND  
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: Division of Natural Resources TITLE NUMBER: 58

CITE AUTHORITY § 20-1-7(30)

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 116

TITLE OF RULE BEING AMENDED: Wild Boar Hunting Regulations

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

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE FOR THEIR REVIEW.



CIRCUMSTANCES  
CONCERNING CHANGES TO  
WILD BOAR HUNTING REGULATIONS

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

REGULATION: Title 58, Series 11G, "Wild Boar Hunting Regulations".

CIRCUMSTANCES: Archery wild boar applicants will no longer be required because their number and success rate do not impact wild boar management.

FISCAL NOTE FOR PROPOSED RULE

Rule Title: Wild Boar Hunting Regulations 58 C.S.R 11G

Type of Rule: XX Legislative      Interpretive      Procedural

Agency: Division of Natural Resources

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

1. Effect of Proposed Rule	ANNUAL		FISCAL YEAR		
	Increase	Decrease	Current	Next	Thereafter
Estimated Total Cost	\$				
Personal Services	\$				
Current Expenses	\$				
Repairs & Alterations	\$	No Change			
Equipment	\$				
Other	\$				

2. Explanation of above estimates: There is no change anticipated to administrative expenditures as a result of this rule.
3. Objectives of this rule: The rule establishes the provisions applicable to the pursuit or taking of wild boar within West Virginia.
4. Explanation of Overall Economic Impact of Proposed Rule.
  - A. Economic Impact on State Government. No impact.
  - B. Economic Impact on Political Subdivisions; Specific Industries; Specific groups of citizens. No impact
  - C. Economic Impact on Citizens/ Public at Large. No impact.

Date: July 5, 1994

Signature of Agency Head or Authorized Representative



Director, Division of Natural Resources

DATE:

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FROM:

LEGISLATIVE RULE TITLE: Wild Boar Hunting Regulations

1. Authorizing statute(s) citation § 20-1-7(30)

2. a. Date filed in State Register with Notice of Hearing

July 5, 1994 - Comment Period

b. What other notice, including advertising, did you give of the hearing?

NONE

c. Date of Hearing(s) Comment period ended August 5, 1994

d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.

Attached NONE No comments received 0

e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing: (be exact)

August 12, 1994

f. Name and phone number(s) of agency person(s) to contact for additional information:

Robert L. Miles, Chief

Wildlife Resources DNR

Rm 812, Bldg #3, Capitol Complex

Charleston, WV 25305

558-2771

3. If the statute under which you promulgated the submitted rules requires certain findings and determinations to be made as a condition precedent to their promulgation:

a. Give the date upon which you filed in the State Register a notice of the time and place of a hearing for the taking of evidence and a general description of the issues to be decided.

N/A

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b. Date of hearing: N/A

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c. On what date did you file in the State Register the findings and determinations required together with the reasons therefor?

N/A

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d. Attach findings and determinations and reasons:

Attached N/A

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PREAMBLE TO A PROPOSED RULE  
CONCERNING  
WILD BOAR HUNTING REGULATIONS

**AGENCY:** Department of Commerce, Labor and Environmental Resources; Division of Natural Resources

**REGULATION:** Title 58, Series 11G "Wild Boar Hunting Regulations".

**ACTION:** Filing of a thirty day Public Comment Notice for the proposed rule.

**SUMMARY:** The proposed rule establishes the provisions applicable to wild boar hunting in West Virginia.

Written comments received prior to 4:00 pm August 5, 1994 will be accepted. Written comments should be sent to:

Bob Miles, Chief  
Division of Natural Resources  
Wildlife Resources Section  
Capitol Complex  
Building 3, Room 812  
Charleston, West Virginia 25305

TITLE 58  
LEGISLATIVE RULES  
DEPARTMENT OF COMMERCE, LABOR AND ENVIRONMENTAL RESOURCES  
DIVISION OF NATURAL RESOURCES

SERIES 11G  
WILD BOAR HUNTING REGULATIONS

§58-11G-1. General.

1.1. Scope and Purpose. -- The purpose of these regulations is establish provisions to be complied with when in the pursuit or taking of wild boar within the boundaries of this State.

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

1.3. Filing Date. --

1.4. Effective Date. --

§58-11G-2. Definitions.

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

§58-11G-3. Wild Boar Hunting Rules.

3.1. Provided that the hunter uses either a shotgun or a bow, the hunting of small game is permitted during the wild boar seasons in those counties, or portions thereof, designated by the commission as boar hunting areas. During this period a hunter may carry slugs and number 4 or smaller shot with a shotgun prior to killing a boar.

3.2. Boar may be legally taken during the firearms wild boar season with a bow or with a firearm using ammunition legal in West Virginia for the taking of deer.

3.3. No person may kill or wound a boar while the boar is in any stream, lake, or pond.

3.4. The use of dogs to hunt wild boar is prohibited.

3.5. Applicants for a Class P license must be at least twelve (12) years of age.

~~3.6. Applicants for a Class P license must choose a license for either archery wild boar hunting or firearms wild boar hunting and may not apply for both.~~

~~3.7.~~ 3.6. Applicants for a Class P license for firearms wild boar hunting must choose a license for either the early firearms wild boar season or the late firearms wild boar season and may not apply for both.

~~3.8.~~ 3.7. Applications as prescribed by the director for a Class P firearms license must be completed and mailed prior to the deadline date on the application. Only one application may be submitted per individual.

~~3.9.~~ 3.8. A person killing a wild boar must, within twenty-four (24) hours, transport the boar to a conservation officer or an official game checking station in the County where it was killed for retagging.

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