

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

Department of Natural Resources  
Chapter 20-2  
Series IV-A

Subject: Point System for the Revocation of Hunting and Fishing Licenses.

By virtue of the authority granted to the Director of the Department of Natural Resources by Article 2, Chapter 20 of the Code of West Virginia, the following hunting and trapping regulations are hereby promulgated and shall remain in effect unless otherwise amended or new regulations are issued.

1.01. Purpose - To assure uniform, impartial application of hunting and fishing license revocation, from three to ten points will be assigned for each hunting and fishing violation, depending upon the gravity of the offense, and a record system will be utilized to assure accuracy and expediency in the operation of revocation procedures.

1.02. Revocation of license, duration - Licenses of persons convicted of negligent shooting of a human being or livestock will be revoked for a period of five years.

Licenses of those amassing ten or more points in any five-year period will be revoked for a period of two years from the date the ten point total was reached. Should any person be convicted of a violation during the revocation period, the revocation period shall be extended for two years from the date of the last offense.

1.03. Assignment of points

<u>Points</u>	<u>Offense</u>
3	Hunting without license
3	Fishing without license
3	Improper license

## 1.03. Assignments of points (cont.)

<u>Points</u>	<u>Offense</u>
3	Altering license
3	Making false application to obtain license
3	Hunting without Class A-1 License
3	Hunting or fishing without a National Forest Stamp
3	Hunting deer without Class N License
3	Fishing paraphernalia in possession without license
3	Hunting paraphernalia in possession without license
3	Hunting bear without a bear damage stamp
3	Hunting or fishing after license has been revoked
3	Other license violations
5	Loaded gun in vehicle
3	Uncased gun in vehicle at night
3	Spotlighting
10	Spotlighting with firearm or implement
3	Illegal possession of wildlife or parts thereof, except the following:
7	Deer, bear, turkey or boar
5	Hunting closed season
3	Hunting sunset to sunrise, except the following:
7	Deer, bear, turkey or boar
3	Exceeding daily bag limit, except the following:
7	Deer, bear, turkey or boar
5	Uncased gun, closed season
5	Uncased gun on Sunday
3	Failure to field-tag game
7	Failure to check game

## 1.03. Assignment of points (cont.)

<u>Points</u>	<u>Offense</u>
10	Negligent shooting
3	Shooting from or across highway
3	Shooting within 500 feet of dwelling
3	Hunting without permission
3	Possession of illegal hunting paraphernalia
5	Illegal trapping
3	Trapping with untagged traps
3	Hunting migratory birds with unplugged gun
5	Hunting migratory birds with an illegal weapon
3	Hunting migratory birds without a federal stamp
5	Illegal method of hunting
7	Hunting after killing legal deer
5	Illegally carrying a pistol or revolver
3	Killing protected bird
10	Brandishing a deadly weapon
5	Failure to stop for game check
5	Illegal sale of wildlife, except the following:
7	Deer, bear, turkey or boar
5	Illegal transportation of wildlife out-of-state, except the following:
7	Deer, bear, turkey or boar
5	Illegal importation of wildlife
5	Violation of bear law and regulation unless otherwise noted
10	Illegal killing of bear
7	Illegal killing or taking of deer, turkey or boar
3	Other game law violations

## 1.03. Assignment of points (cont.)

<u>Points</u>	<u>Offense</u>
5	Taking fish by illegal method, except the following
10	Dynamite, explosives or poison
3	Exceeding daily creel limit
7	Exceeding daily creel limit by 3 or more
3	Illegal possession of fish, minnows and aquatic life
5	Taking frogs during closed season
7	Taling 3 or more frogs during closed season
3	Using prohibited bait in restricted area
3	Fishing without permission
3	Other fishing violations
3	Violating park regulations if violation involves hunting or fishing
3	Conspiring in a violation of Chapter 20 if violation involves hunting or fishing