

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #6

FILED
MAY 10 3 02 PM '96

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE.**

AGENCY: Bureau of Commerce, Division of Natural Resources TITLE NUMBER: 58

AMENDMENT TO AN EXISTING RULE: YES , NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 41

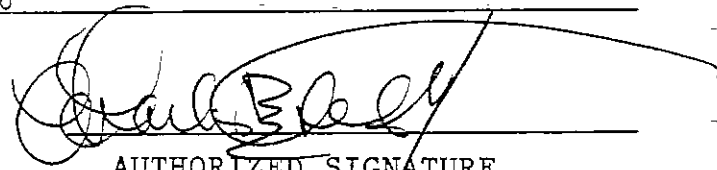
TITLE OF RULE BEING PROPOSED: Wildlife Damage Control Agents

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) H. B. 4268

SECTION §64-10-2, PASSED ON March 8, 1996

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON
THE FOLLOWING DATE: August 8, 1996


AUTHORIZED SIGNATURE

3.40



KEN HECHLER
Secretary of State

MARY P. RATLIFF
Deputy Secretary of State

STEPHEN N. REED
Deputy Secretary of State

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STATE OF WEST VIRGINIA

SECRETARY OF STATE

Building 1, Suite 157-K
1900 Kanawha Blvd., East
Charleston, WV 25305-0770

(Plus all the volunteer
help we can get)

March 12, 1996

Gordon C Robertson
Natural Resources
Wildlife Resources Section
State Capitol Bldg 3 RM 825
Charleston, WV 25305

HB 4268 authorizing, Title 58, Series 41, Wildlife Damage Control Agents passed the Legislature on **March 8, 1996**. It is now awaiting the Governor's signature.

You have sixty (60) days after the Governor signs **HB 4268** to final file the legislative rule with the Secretary of State's office. To final file your legislative rule, fill in the blanks on the enclosed form #6, the "Final Filing" form and file the form with our office with a promulgation history of the rule. Authorization for your legislative rule is cited in **HB 4268 Section 64-10-2(e)**. The agency may set the effective date of the legislative rule up to ninety (90) days from the date the legislative rule is final filed with the Secretary of State's office. Please have an authorized signature on the bottom line.

*****IMPORTANT: IF YOUR AGENCY HAS COMPLETED THE LEGISLATIVE RULE ON A WORD PERFECT OR WORD PERFECT COMPATIBLE COMPUTER SYSTEM THAT USES A 3 1/2" DISK, YOU MUST SUBMIT A CLEAN COPY WITH ALL UNDERLINING AND STRIKE-THROUGHS, HEADERS OR FOOTERS REMOVED, TO OUR OFFICE WHEN FINAL FILING THE RULE. REMEMBER, THE TEXT OF THE COMPUTER FILED RULE MUST BE IDENTICAL - WORD FOR WORD, COMMA FOR COMMA, WITH ALL UNDERLINING, STRIKE-THROUGHS, HEADERS OR FOOTERS REMOVED, AS THE HARD COPY AUTHORIZED BY THE LEGISLATURE. NOTICE: ALL ELECTRONIC FILINGS NOT COMPLYING WITH THIS WILL BE REJECTED AND SENT BACK TO THE AGENCY TO BE RESUBMITTED!**

After the final rule is entered into the data base, the rule will be sent back to the agency for review and proofing. The agency has ten (10) working days to send a confirmation or corrections to the Secretary of States. If the agency fails to return this within ten (10) working days, the rule will be filed in the data base with a disclaimer attached stating that the agency failed to review the rule. Following confirmation, corrections or failure to review, as the case may be, the Secretary of State shall submit to the agency a final version of the rule for their records.

If you have any questions or need any assistance, please do not hesitate to contact our office.

Thank you,
Administrative Law Division

TITLE 58
LEGISLATIVE RULE
BUREAU OF COMMERCE
DIVISION OF NATURAL RESOURCES

SERIES 41
WILDLIFE DAMAGE CONTROL AGENTS

§58-41-1. General.

1.1. Scope and Purpose. -- This legislative rule establishes standards to govern the licensing, training, and operations of wildlife damage control agents in West Virginia.

1.2. Authority. -- West Virginia Code §20-2-7 and §20-2-50a.

1.3. Filing Date. -- May 10, 1996

1.4. Effective Date. -- August 8, 1996

§58-41-2. Definitions.

2.1. "Wildlife Damage Control Agent" or "agent" means a person who is licensed by the Division of Natural Resources and who is authorized to take and dispose of wildlife found to be creating a nuisance in or around homes, businesses and other places where the presence of wildlife may be a nuisance.

2.2. "Wildlife Damage Control" means the act of taking, harassing, restraining, disposing or otherwise interfering with wildlife as listed in Subdivisions 7.1.7., 7.1.8., and 7.1.9. of this rule and as defined in West Virginia Code §20-1-2.

2.3. "Director" means the Director of the Division of Natural Resources.

2.4. "Division" means the Division of Natural Resources.

2.5. All other terms have the meaning prescribed in W. Va. Code §20-1-2.

§58-41-3. Licensing.

3.1. A person seeking a wildlife damage control license shall complete a written application on forms supplied by the Director. Completed applications shall be submitted to the

district headquarters of the Law Enforcement Section, Division of Natural Resources. All applications shall contain the following information:

3.1.1. The name of the applicant, and the applicant's address, telephone number, date of birth, social security number and state business tax number.

3.1.1.a. An applicant must be 18 years of age or older to be issued a wildlife damage control license.

3.1.2. In the event the applicant is a corporation, partnership, firm, business or other commercial entity, club, organization or association, the name, address and telephone number of all officers is required. Each agent engaged in wildlife damage control must be individually licensed.

3.1.3. The applicant must demonstrate his or her knowledge of wildlife damage control procedures, laws, rules, and policies through the satisfactory completion of a written test.

3.2. A wildlife damage control license is valid for a period of one calendar year and must be renewed annually.

3.2.1. The Division shall test all agents at five (5) year intervals upon application for license renewal.

3.3. The license is not transferable.

§58-41-4. Annual Fee.

4.1. The Division shall charge an annual fee of \$50 for issuance of a wildlife damage control license to agents who charge a fee for their services.

4.1.1. A corporation, partnership, firm, business or other commercial entity, club, or organization having multiple agents may license each agent annually for 20% of the license fee after payment of the initial \$50 license fee.

4.2. The Division shall waive the \$50 annual fee for employees of a municipal or other government agency, when the employee is acting as an agent for the agency.

§58-41-5. Background Check.

5.1. Upon receipt of a completed application, the district conservation officer in the district of the applicant's residence, shall determine if the applicant has, within the last 5 years, been convicted of a violation of any federal or state statute or rule or regulation which is related to the activity for which the license is sought. If he or she determines that a violation exists, the Division shall not issue a wildlife damage control license for a period of at least 5 years after the violation.

§58-41-6. Training.

6.1. The Director may provide training requirements for wildlife damage control agents.

§58-41-7. Procedures.

7.1. The following procedures and restrictions regulate wildlife damage control agents:

7.1.1. The agent is not exempt from compliance with the provisions of other state, local, or federal laws.

7.1.2. The wildlife damage control agent shall identify the offending wildlife, if possible, and recommend methods of control, estimated costs, and advantages and disadvantages of each method. The agent shall explain how much of the problem will be resolved by the recommended methods.

7.1.3. While engaged in wildlife damage control, the agent must obey all hunting and trapping laws and rules with the following exceptions:

7.1.3.a. Traps may be set at any time;

7.1.3.b. Woodchucks may be controlled by gas cartridges;

7.1.3.c. Wildlife dens of authorized species in subdivisions 7.1.7. and 7.1.8. of this rule may be disturbed and destroyed. Nests of state and federally protected birds containing eggs or young may be disturbed and destroyed after obtaining appropriate state and federal permits;

7.1.3.d. Authorized species of wildlife in subdivisions 7.1.7. and 7.1.8. of this rule may be taken by net, bait, or trap;

7.1.3.e. Authorized species in subdivisions 7.1.7. and 7.1.8. of this rule may be possessed for up to 72 hours during the closed season; and

7.1.3.f. Agents may be authorized to use other methods of control as recommended by the district wildlife biologist or district conservation officer.

7.1.4. Agents using restricted use pesticides to take or control wildlife species must be certified and licensed with the West Virginia Department of Agriculture. Certified pesticide applicators providing wildlife damage control services must possess a wildlife damage control agent license.

7.1.5. Agents shall use leghold traps in municipalities of the type approved by the Director and shall set the traps so as to avoid free roaming pets. If pets are captured the agent shall release them to the owners when the owner can be identified, release them at the site of capture or release them to appropriate county officials. An agent shall immediately release wildlife species not responsible for nuisance or damage.

7.1.6. All trapping devices must have the agent's name and address on a durable plate or tag attached to the trapping device.

7.1.7. A wildlife damage control license authorizes the agent to control problem animals of the following species or groups of species: pigeons (rock dove), house sparrow, European starling, redwinged blackbird, brownheaded cowbird, grackle, opossum, moles, bats, cottontail rabbit, snapping turtle, snakes, chipmunk, grey squirrel, fox squirrel, red squirrel, flying squirrel, woodchuck, muskrat, rats, mice, voles, raccoon, weasels, red fox, gray fox, coyote, mink and striped skunk, provided that the species listed in subdivision 7.1.9. may not be killed, captured, or disturbed. Crow, grackle, redwinged blackbird, and brownheaded cowbird may be controlled under state and federal rules and regulations.

7.1.8. An agent may control the following species or groups of species, only with prior approval of the district wildlife biologist and the district conservation officer: white-tailed deer, black bear, bobcat, fisher, beaver, otter, wild turkey, and any species not listed in subdivision 7.1.7. and 7.1.9. of this rule. An agent may only take federally protected birds with a U.S. Fish and Wildlife Service depredation permit.

7.1.9. The following species or group of species shall not be controlled by wildlife damage control agents: migratory birds (except as listed in subdivisions 7.1.7. and 7.1.8. of this rule), salamanders, frogs, toads, turtles (except as listed in subdivision 7.1.7. of this rule), skinks, Eastern mountain lion (Felis concolor), Eastern ribbon snake (Thamnophis sauritus sauritus), mountain earth snake (Virginia valeriae pulchra), corn snake (Elaphe guttata guttata), Northern pine snake (Pituophis melanoleucus melanoleucus), Eastern king snake (Lampropeltis getulus getulus), long-tailed shrew (Sorex dispar), pygmy shrew (Sorex hoyi), Northern water shrew (Sorex palustris), small-footed myotis (Myotis subulatus), Northern long-eared bat (Myotis septentrionalis), Indiana bat (Myotis sodalis), Rafinesque's big-eared bat (Plecotus rafinesquii), Virginia big-eared bat (Plecotus townsendii), Northern flying squirrel (Glaucomys sabrinus), rock vole (Microtus chrotorrhinus), prairie vole (Microtus ochrogaster), golden mouse (Ochrotomys nuttalli), Eastern harvest mouse (Reithrodontomys humulis), meadow jumping mouse (Zapus hudsonius), least weasel (Mustela nivalis), Eastern spotted skunk (Spilogale putorius), or threatened or endangered species as designated by the Endangered Species Act of 1973, as amended.

§58-41-8. Disposition of Nuisance Wildlife.

8.1. The agent shall euthanize in a humane manner, or liberate at the site of capture any nuisance wildlife which are captured alive. The agent shall not relocate and release any captured wildlife without the prior approval of the district wildlife biologist.

8.1.1. The sale, trade, barter or donation of any live or dead wildlife or parts of wildlife taken under this license is prohibited. In the event the trapping or hunting season for the particular species is open and the agent has the appropriate hunting and trapping license, the agent may retain the carcass or parts of the carcass up to the legal season limit. The agent shall dispose of carcasses which are not used in a manner consistent with state and local laws and regulations.

8.2. The agent shall coordinate with the district wildlife biologist concerning the disposition and handling of diseased animals. In the event that any person has been bitten or exposed to a diseased animal the agent shall immediately notify the West Virginia Department of Health and Human Resources.

8.3. The agent shall collect and provide the Division of Natural Resources information on the health or biology of nuisance wildlife upon request and with guidelines provided by the district wildlife biologist.

§58-41-9. Records and Reports.

9.1. The following records and reports are required:

9.1.1. All agents shall keep daily records on all investigated wildlife damage complaints. The records shall include the date of the investigations, the name of the complainant, the number and species of animal involved, the type of damage, the disposition of the complaint, and such other information as the Director may require. Records of all wildlife taken shall be available for inspection by a conservation officer at any reasonable time.

9.1.2. An annual report shall be filed with the Law Enforcement Section, Division of Natural Resources, at the end of each calendar year. The report shall be on forms supplied by the Director and shall accompany the application for renewal of the animal damage control license. The Division shall not renew the animal damage control license until such time as a satisfactory annual report is received. The report shall include such information as required by the Director and shall be complete and legible.

§58-41-10. Revocation and Suspension.

10.1. A wildlife damage control license may be revoked at any time, by the Director, for failure to comply with the conditions of the license. The Director may upon receiving one or more complaints in a year from persons seeking assistance regarding unsatisfactory or unethical

performance by a licensed wildlife damage control agent suspend the license for a period determined by the Director. A person whose license has been suspended may request a formal hearing within 30 days before a review board to show cause why the license should not be suspended. The review board will be composed of three (3) people - one appointed by the Director of the Division of Natural Resources, one appointed by the Chief of the Wildlife Resources Section, and one appointed by the Chief of the Law Enforcement Section. The decision of the review board is final.

§58-41-11. Liabilities.

11.1. The Division of Natural Resources is not liable for any action, lack of action, damage, or injuries caused or suffered by the wildlife control agent.

SENATE BILL NO. 204

(By Senators Ross, Anderson, Boley,
Buckalew, Grubb and Macnaughtan)

[Introduced January 29, 1996; referred
to the Committee on

Natural Resources;
Finance;
Judiciary

58-41

10 A BILL to amend and reenact section two, article ten,
11 chapter sixty-four of the code of West Virginia, one
12 thousand nine hundred thirty-one, as amended, relating
13 to authorizing the division of natural resources to
14 promulgate legislative rules relating to a wildlife
15 damage control agents.

16 Be it enacted by the Legislature of West Virginia:

17 That section two, article ten, chapter sixty-four of
18 the code of West Virginia, one thousand nine hundred
19 thirty-one, as amended, be amended and reenacted, to read
20 as follows:

21 ARTICLE 10. AUTHORIZATION FOR BUREAU OF COMMERCE TO

22 PROMULGATE LEGISLATIVE RULES.

23 §64-10-2. Division of natural resources.

24 (a) The legislative rules filed in the state register

1 on the fourteenth day of July, one thousand nine hundred
2 ninety-four, authorized under the authority of section
3 five-a, article eleven, chapter twenty, of this code,
4 modified by the division of natural resources to meet the
5 objections of the legislative rule-making review committee
6 and refiled in the state register on the eighth day of
7 September, one thousand nine hundred ninety-four, relating
8 to the division of natural resources (recycling assistance
9 fund grant program, 58 CSR 4~~2~~ 5), are authorized.

10 (b) The legislative rules filed in the state register
11 on the twelfth day of August, one thousand nine hundred
12 ninety-four, authorized under the authority of section
13 seven, article one, chapter twenty, of this code, modified
14 by the division of natural resources to meet the objections
15 of the legislative rule-making review committee and refiled
16 in the state register on the fourteenth day of October, one
17 thousand nine hundred ninety-four, relating to the division
18 of natural resources (West Virginia wildlife management
19 areas, 58 CSR 6 43), are authorized with the following
20 amendments:

21 .On page four, section 6.4.3, before the word "No" by
22 inserting "Except for persons who are under sixteen years
23 of age and who have a valid West Virginia hunting
24 license,";

1 And,

2 On page four, section 6.4.3, by deleting the capital
3 letter "N" and substituting in lieu thereof the lower case
4 "n."

5 (c) The legislative rules filed in the state register
6 on the twelfth day of August, one thousand nine hundred
7 ninety-four, authorized under the authority of section
8 seven, article one, chapter twenty, of this code, modified
9 by the division of natural resources to meet the objections
10 of the legislative rule-making review committee and refiled
11 in the state register on the fourteenth day of October, one
12 thousand nine hundred ninety-four, relating to the division
13 of natural resources (special bear hunting regulations, 58
14 CSR ~~48~~ 48), are authorized.

15 (d) The legislative rules filed in the state register
16 on the twelfth day of August, one thousand nine hundred
17 ninety-four, authorized under the authority of section
18 seven, article one, chapter twenty, of this code, modified
19 by the division of natural resources to meet the objections
20 of the legislative rule-making review committee and refiled
21 in the state register on the fourteenth day of October, one
22 thousand nine hundred ninety-four, relating to the division
23 of natural resources (wild boar hunting regulations, 58 CSR
24 ~~52~~ 52), are authorized.

1 (e) The legislative rules filed in the state register
2 on the fifteenth day of August, one thousand nine hundred
3 ninety-four, authorized under the authority of section
4 seven, article one, chapter twenty, of this code, modified
5 by the division of natural resources to meet the objections
6 of the legislative rule-making review committee and refiled
7 in the state register on the fourteenth day of October, one
8 thousand nine hundred ninety-four, relating to the division
9 of natural resources (special fishing rule, 58 CSR ~~21~~ 61),
10 are authorized with the following amendment:

11 On page four, section 58-21-5, paragraph 5.1.1, by
12 deleting the numeral "15" and inserting in lieu thereof the
13 numeral "13".

14 (f) The legislative rules filed in the state register
15 on the second day of December, one thousand nine hundred
16 ninety-four, authorized under the authority of section
17 seven, article one, chapter twenty, of this code, modified
18 by the division of natural resources to meet the objections
19 of the legislative rule-making review committee and refiled
20 in the state register on the sixteenth day of December, one
21 thousand nine hundred ninety-four, relating to the division
22 of natural resources (rules governing public use of West
23 Virginia state parks, state forests and state wildlife
24 management areas under the division of natural resources,

1 58 CSR § 31), are authorized with the following amendment:

2 On page five, section 2.23, line four, before the word
3 "chartered" by inserting the word "A" and by deleting the
4 letter "s" at the end of the word "foundations".

5 (g) The legislative rules filed in the state register
6 on the twelfth day of August, one thousand nine hundred
7 ninety-four, authorized under the authority of section
8 seven, article one, chapter twenty, of this code, modified
9 by the division of natural resources to meet the objections
10 of the legislative rule-making review committee and refiled
11 in the state register on the fourteenth day of October, one
12 thousand nine hundred ninety-four, relating to the division
13 of natural resources (prohibitions when hunting and
14 trapping, 58 CSR ~~11B~~ 47) are authorized with the following
15 amendments:

16 On page two, by striking out section 3.5 and
17 renumbering the remaining sections;

18 In section 3.7, after the word "net" by inserting the
19 word "bait" and after the word "any" by inserting the word
20 "deer";

21 And,

22 By striking out subsection 3.7.1 and renumbering the
23 remaining sections.

24 (h) The legislative rules filed in the state register

1 on the thirty-first day of July, one thousand nine hundred
2 ninety-five, authorized under the authority of section
3 fifty-a, article two, chapter twenty, of this code,
4 modified by the division of natural resources to meet the
5 objections of the legislative rule-making review committee
6 and refiled in the state register on the twentieth day of
7 September, one thousand nine hundred ninety-five, relating
8 to the division of natural resources (wildlife damage
9 control agents, 58 CSR 41), are authorized.

10

11 NOTE: The purpose of this bill is to authorize the
12 Division of Natural Resources to promulgate legislative
13 rules relating to a wildlife damage control agents.

14

15 Strike-throughs indicate language that would be
16 stricken from the present law, and underscoring indicates
17 new language that would be added.

4277

H. B. 4277

(By Delegates Douglas, Gallagher, Faircloth, Compton,
Linch and Riggs)

(Introduced January 29, 1996 ; referred to the
Committee on Agriculture and Natural Resources then)
the Judiciary)

58-41

A BILL to amend and reenact section two, article ten,
chapter sixty-four of the code of West Virginia, one
thousand nine hundred thirty-one, as amended, relating
to authorizing the division of natural resources to
promulgate legislative rules relating to a wildlife
damage control agents.

Be it enacted by the Legislature of West Virginia:

That section two, article ten, chapter sixty-four of
the code of West Virginia, one thousand nine hundred
thirty-one, as amended, be amended and reenacted, to read
as follows:

**ARTICLE 10. AUTHORIZATION FOR BUREAU OF COMMERCE TO
PROMULGATE LEGISLATIVE RULES.**

§64-10-2. Division of natural resources.

(a) The legislative rules filed in the state register

4277

1 on the fourteenth day of July, one thousand nine hundred
2 ninety-four, authorized under the authority of section
3 five-a, article eleven, chapter twenty, of this code,
4 modified by the division of natural resources to meet the
5 objections of the legislative rule-making review committee
6 and refiled in the state register on the eighth day of
7 September, one thousand nine hundred ninety-four, relating
8 to the division of natural resources (recycling assistance
9 fund grant program, 58 CSR 43 5), are authorized.

10 (b) The legislative rules filed in the state register
11 on the twelfth day of August, one thousand nine hundred
12 ninety-four, authorized under the authority of section
13 seven, article one, chapter twenty, of this code, modified
14 by the division of natural resources to meet the objections
15 of the legislative rule-making review committee and refiled
16 in the state register on the fourteenth day of October, one
17 thousand nine hundred ninety-four, relating to the division
18 of natural resources (West Virginia wildlife management
19 areas, 58 CSR 6 43), are authorized with the following
20 amendments:

21 On page four, section 6.4.3, before the word "No" by
22 inserting "Except for persons who are under sixteen years
23 of age and who have a valid West Virginia hunting
24 license,";

1 And,

2 On page four, section 6.4.3, by deleting the capital
3 letter "N" and substituting in lieu thereof the lower case
4 "n."

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6 on the twelfth day of August, one thousand nine hundred
7 ninety-four, authorized under the authority of section
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9 by the division of natural resources to meet the objections
10 of the legislative rule-making review committee and refiled
11 in the state register on the fourteenth day of October, one
12 thousand nine hundred ninety-four, relating to the division
13 of natural resources (special bear hunting regulations, 58
14 CSR ~~41~~ 48), are authorized.

15 (d) The legislative rules filed in the state register
16 on the twelfth day of August, one thousand nine hundred
17 ninety-four, authorized under the authority of section
18 seven, article one, chapter twenty, of this code, modified
19 by the division of natural resources to meet the objections
20 of the legislative rule-making review committee and refiled
21 in the state register on the fourteenth day of October, one
22 thousand nine hundred ninety-four, relating to the division
23 of natural resources (wild boar hunting regulations, 58 CSR
24 ~~41~~ 52), are authorized.

1 (e) The legislative rules filed in the state register
2 on the fifteenth day of August, one thousand nine hundred
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18 by the division of natural resources to meet the objections
19 of the legislative rule-making review committee and refiled
20 in the state register on the sixteenth day of December, one
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22 of natural resources (rules governing public use of West
23 Virginia state parks, state forests and state wildlife
24 management areas under the division of natural resources,

1 58 CSR ~~58~~ 31), are authorized with the following amendment:

2 On page five, section 2.23, line four, before the word
3 "chartered" by inserting the word "A" and by deleting the
4 letter "s" at the end of the word "foundations".

5 (g) The legislative rules filed in the state register
6 on the twelfth day of August, one thousand nine hundred
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12 thousand nine hundred ninety-four, relating to the division
13 of natural resources (prohibitions when hunting and
14 trapping, 58 CSR ~~41B~~ 47) are authorized with the following
15 amendments:

16 On page two, by striking out section 3.5 and
17 renumbering the remaining sections;

18 In section 3.7, after the word "net" by inserting the
19 word "bait" and after the word "any" by inserting the word
20 "deer";

21 And,

22 By striking out subsection 3.7.1 and renumbering the
23 remaining sections.

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3 fifty-a, article two, chapter twenty, of this code,
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7 September, one thousand nine hundred ninety-five, relating
8 to the division of natural resources (wildlife damage
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11 NOTE: The purpose of this bill is to authorize the
12 Division of Natural Resources to promulgate legislative
13 rules relating to a wildlife damage control agents.

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15 Strike-throughs indicate language that would be
16 stricken from the present law, and underscoring indicates
17 new language that would be added.



KEN HECHLER
Secretary of State

MARY P. RATLIFF
Deputy Secretary of State

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STATE OF WEST VIRGINIA

SECRETARY OF STATE

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FILED

WILLIAM H. HARRINGTON
Chief of Staff

Oct 17 4:50 PM '96
JUDY COOPER
Director, Administrative Law

PENNEY BARKER
Supervisor, Corporations
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

(Plus all the volunteer
help we can get)

TO: ~~BILL DANIEL~~ *Gordon C. Robertson*
AGENCY: NATURAL RESOURCES - *Wildlife Resources*

FROM: JUDY COOPER, DIRECTOR, ADMINISTRATIVE LAW DIVISION

DATE: October 3, 1996

THE ATTACHED RULE FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF THE RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 41 TITLE: 58 NATURAL RESOURCES

* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: *Gordon C. Robertson*
TITLE OF PERSON SIGNING: *Deputy Chief Wildlife Resources*
DATE: 10/17/96

* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____
TITLE OF PERSON SIGNING: _____
DATE: _____

NOTE: IF YOU ARE NOT THE PERSON WHO HANDLES THIS RULE, PLEASE FORWARD TO THE CORRECT PERSON.