

**WEST VIRGINIA
SECRETARY OF STATE
JOE MANCHIN, III
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In This Box

FILED

2001 JUN 12 P 1:46

OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: DIVISION OF NATURAL RESOURCES TITLE NUMBER: 58

RULE TYPE: LEGISLATIVE CITE AUTHORITY: 20-1-7(30)

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 52

TITLE OF RULE BEING AMENDED: Wild Boar Hunting Rule

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON JULY 12, 2001 AT 4:30 P.M. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Gordon Robertson, Deputy Chief

Division of Natural Resources

Wildlife Resources Section

Capitol Complex, Bldg. 3, Room 842

Charleston, WV 25305

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.


Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

**TILE 58
LEGISLATIVE RULE
DIVISION OF NATURAL RESOURCES**

**SERIES 52
WILD BOAR HUNTING RULE**

SUMMARY

Series 52 outlines the means by which wild boar may be hunted and the licensing requirements of wild boar hunters.

**TILE 58
LEGISLATIVE RULE
DIVISION OF NATURAL RESOURCES**

**SERIES 52
WILD BOAR HUNTING RULE**

CIRCUMSTANCES

The Division of Natural Resources propose to clarify that concurrent hunting may occur in the areas of the state where wild boar hunting is permitted.

FISCAL NOTE FOR PROPOSED RULE

Rule Title: Series 52, Wild Boar Hunting Rule

Type of Rule X **Legislative** **Interpretive** **Procedural**

Agency Division of Natural Resources, Wildlife Resources Section

Address Capitol Complex

Building 3, Room 842

Charleston, WV 25305

1. Effect of Proposed Rule

	ANNUAL			FISCAL YEAR	
	INCREASE	DECREASE	CURRENT	NEXT	THEREAFTER
ESTIMATED TOTAL COST	0	0	0	0	0
PERSONAL SERVICES	0	0	0	0	0
CURRENT EXPENSE					
REPAIRS & ALTERATIONS					
EQUIPMENT					
OTHER	0	0	0	0	0

2. Explanation of above estimates: No cost to enact and enforce this rule.

3. Objectives of these rules: To outline the means by which wild boar may be hunted and the licensing requirements of wild boar hunters.

4. Explanation of overall Economic Impact of Proposed Rule.

A. Economic Impact on State Government: None

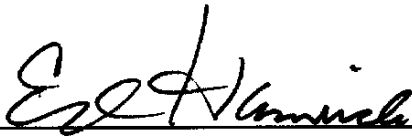
Rule Title: Series 52, Wild Boar Hunting Rule

B. Economic Impact on Political Subdivisions; Specific Industries; Specific Groups of Citizens: None

C. Economic Impact on Citizens/Public at Large: None.

Date: _____

**Signature of Agency or
Authorized Representative:**

A handwritten signature in cursive script, appearing to read "Ed Hamrick", written over a horizontal line.

ED HAMRICK, DIRECTOR

**TITLE 58
LEGISLATIVE RULE
BUREAU OF COMMERCE
DIVISION OF NATURAL RESOURCES**

**SERIES 52
WILD BOAR HUNTING RULE**

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SECRETARY OF STATE

§58-52-1. General.

1.1. Scope and Purpose. -- The purpose of this rule is to establish requirements which a person must comply with in 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. --

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

§58-52-2. Definitions.

2.1. All terms have the meanings prescribed to them in the Rule Defining The Terms To Be Used Concerning All Hunting and Trapping Regulations (58 C.S.R. 46).

§58-52-3. Wild Boar Hunting Rules.

~~3.1. A person may hunt small game during the wild boar seasons in those counties, or portions thereof, designated by the commission as boar hunting areas if the hunter uses either a shotgun or a bow. During this period a hunter may carry slugs and number 4 or smaller shot with a shotgun prior to killing a boar. Concurrent hunting is permitted for any species for which a season is open during wild boar season.~~

3.2. A hunter may legally take boar 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. 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.

58-52-4. License Requirements.

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

4.2. 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.

4.3. 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 by the applicant. Only one application may be submitted per individual.