

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Do Not Mark in This Box

FILED

2009 MAY -8 AM 8:52

OFFICE WEST VIRGINIA
SECRETARY OF STATE

Form #6

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

Natural Resources
AGENCY: DOC, DNR, Wildlife Resources TITLE NUMBER: 58

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 67

TITLE OF RULE BEING AMENDED: Lifetime Hunting, Trapping and Fishing Licenses

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

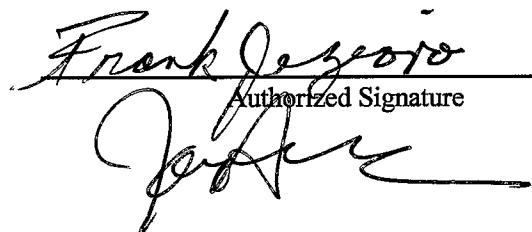
TITLE OF RULE BEING PROPOSED: _____

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

AUTHORIZATION IS CITED IN (house or senate bill number) HB 2170

SECTION 64-10-3(c), PASSED ON April 10, 2009

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: ~~January 1, 2010~~ August 8, 2009


Authorized Signature

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

**SERIES 67
LIFETIME HUNTING, TRAPPING AND FISHING LICENSES**

Promulgation History

Filed June 11, 2008 – Form 2 - Notice of a Comment period on a Proposed Rule

Filed July 29, 2009 – Form 3 – Notice of Agency Approval of a Proposed Rule
and Filing with the Legislative Rule-Making Review Committee

FILED

TITLE 58
LEGISLATIVE RULE
DEPARTMENT OF COMMERCE
DIVISION OF NATURAL RESOURCES

2009 MAY -8 AM 8: 52

OFFICE WEST VIRGINIA
SECRETARY OF STATE

SERIES 67
LIFETIME HUNTING, TRAPPING AND FISHING LICENSES

§58-67-1. General.

1.1. Scope and Purpose. -- This legislative rule establishes fees and the method for determining fees of lifetime hunting and fishing licenses for West Virginia residents.

1.2. Authority. -- W. Va. Code §20-2B-7 & 20-2-42.

1.3. Filing Date. -- May 8, 2009

1.4. Effective Date. -- ~~January 1, 2010~~ August 8, 2009

§58-67-2. Definitions.

2.1. "Director" means the Director of the West Virginia Division of Natural Resources.

2.2. "Division" means the West Virginia Division of Natural Resources.

2.3. "Infant" means a West Virginia resident who has not yet reached the age of two years.

2.4. "Resident" means any person who is a citizen of the United States and who has been domiciled in the state of West Virginia for a period of thirty (30) consecutive days immediately prior to the date of his or her application for a license.

§58-67-3. Lifetime Hunting, Trapping and Fishing License Requirements.

3.1. Applicants shall be residents of the state of West Virginia.

3.2. A parent or legal guardian submitting an application for an infant shall attach to the application a certified birth certificate or other notarized record of birth.

3.2.1. The infant's parent or legal guardian shall sign and provide his or her own West Virginia driver's license number or a West Virginia Division of Motor Vehicles nondriver identification card number.

3.2.2. The Division shall not issue infant licenses for which applications have been received by the Division, or postmarked, after the infant's second birthday.

3.3. If applying for a lifetime license that includes hunting privileges, each license applicant born on or after January 1, 1975 shall present proof of successful completion of an approved Hunter Education course at the time of application for the license. Any person holding a lifetime hunting license obtained prior to his or her fifteenth birthday shall obtain a certificate of training as provided for in W.Va §20-2-30a before hunting or trapping pursuant to the license.

§58-67-4. Fees for Lifetime Hunting, Trapping and Fishing Licenses.

4.1. In accordance with the provisions of W.Va §20-2B-7, the fees for lifetime licenses are twenty-three times the fee for the equivalent annual licenses or stamps.

4.2. The fee for a Class A-L lifetime hunting and trapping licenses is \$782.

4.3. The fee for a Class AB-L lifetime hunting, trapping and fishing license is \$805.

4.4. The fee for a Class B-L lifetime fishing license is \$552.

4.5. The fee for a Class O-L lifetime trout license is \$230.

4.6. The fees for all infant lifetime licenses shall be one-half the price of the equivalent adult lifetime licenses rounded up to the nearest dollar.

§58-67-5. Fees for Issuing Duplicate Lifetime Hunting, Trapping and Fishing Licenses.

5.1. Upon verification that an individual is a valid lifetime licensee, the Division shall issue a duplicate lifetime hunting, trapping and fishing license to replace any lost, destroyed or damaged lifetime hunting, fishing or trapping license.

5.2. The fee for issuing a duplicate lifetime hunting, trapping or fishing license card is six (6) dollars.