



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

**SERIES 68  
ISSUANCE OF HUNTING, TRAPPING AND FISHING LICENSES  
BY TELEPHONE AND OTHER ELECTRONIC METHODS**

**SUMMARY**

Series 68 establishes methods and issuing fees for selling hunting, trapping and fishing licenses electronically by telephone, on the Internet and by point-of-sale.

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**CIRCUMSTANCE**

The Division of Natural Resources seeks to make the purchase of hunting, trapping and fishing licenses more convenient for residents and nonresidents providing authorized license agents the option of participating in a point-of-sale electronic sales system. This rule establishes those methods and the fees for electronic issuance.

## FISCAL NOTE FOR PROPOSED RULE

**Rule Title:** Series 68, Issuance of Hunting, Trapping and Fishing Licenses by Telephone and Other Electronic Methods

**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
<b>ESTIMATED TOTAL COST</b>	0	0	0	40,000	200,000
<b>PERSONAL SERVICES</b>	0	100,000	240,000	0	0
<b>CURRENT EXPENSE</b>	0	0	375,000	40,000	0
<b>REPAIRS &amp; ALTERATIONS</b>	0	0	0	0	0
<b>EQUIPMENT</b>	300,000	0	20,000	0	200,000
<b>OTHER</b>	0	0	0	0	0

**2. Explanation of above estimates:** Cost of selling licenses electronically will be born by the selected license agent and will result in no additional cost to the division.

**3. Objectives of these rules:** To establish fees and methods for selling hunting, trapping and fishing licenses by telephone and on the Internet.

### 4. Explanation of overall Economic Impact of Proposed Rule.

**A. Economic Impact on State Government:** None.

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**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:**

  
\_\_\_\_\_

ED HAMRICK, DIRECTOR

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**FILED**  
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**SERIES 68  
ISSUANCE OF HUNTING, TRAPPING AND FISHING LICENSES BY TELEPHONE  
AND OTHER ELECTRONIC METHODS**

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

**§58-68-1. General.**

1.1. Scope and Purpose. -- This legislative rule establishes issuing fees and the method for selling West Virginia hunting, trapping and fishing licenses by telephone and by other electronic methods.

1.2. Authority. -- West Virginia Code §20-2-33

1.3. Filing Date. --

1.4. Effective Date. --

**§58-68-2. Definitions.**

2.1. "Electronic license" - means a hunting, trapping and fishing license facsimile prescribed in form, size and content by the director.

2.2. "Issuing fee" - means the fee paid to the license agent by the license purchaser at the time a transaction is effected.

2.3. "Point-of-sale" - means a license issued electronically by a license agent authorized by the director as prescribed in §20-2-33.

2.34. "Transaction"- means one electronic purchase of any number of licenses for one license holder at one time. The purchase of a duplicate license qualifies as a transaction.

**§58-68-3. Licenses sold by telephone transaction.**

3.1. Except as otherwise provided by law, a purchaser of a license issued by telephone transaction shall carry the license as described in West Virginia Code §20-2-36. In cases where the license must be used before it is received in the mail by the purchaser, and until the license has been received, the purchaser shall carry the valid confirmation number produced by the license issuing system and a valid driver's license or picture identification card issued by the state of residence as a substitute for the license.

3.2. A purchaser of hunting, trapping and fishing licenses issued by telephone shall pay up to a five dollar (\$5.00) license issuing fee per transaction in addition to the cost of the licenses purchased.

3.3. The license agent shall retain the fee and not remit it to the Division of Natural Resources. The licensing agent may charge one issuing fee per transaction.

**§58-68-4. Licenses sold by Internet transaction.**

4.1. Except as otherwise provided by law, any purchaser of a license issued by Internet transaction shall carry the license as described in West Virginia Code §20-2-36. In cases where the license must be used before it is received in the mail by the purchaser, and until the license has been received, the purchaser shall carry the valid confirmation number produced by the license issuing system and a valid driver's license or picture identification card issued by the state of residence as a substitute for the license.

4.2. A purchaser of hunting, trapping and fishing licenses issued by Internet transaction shall pay up to a five dollar (\$5.00) license issuing fee per transaction in addition to the cost of the licenses purchased.

4.3. The license agent shall retain the fee and not remit it to the Division of Natural Resources. The licensing agent may charge one issuing fee per transaction.

**§58-68-5. Licenses sold electronically at the point of sale**

5.1. Except as otherwise provided by law, any purchaser of a license issued by point of sale shall carry the license as described in West Virginia Code §20-2-36.

5.2. A purchaser of hunting, trapping and fishing licenses issued by a point of sale transaction shall pay up to a one dollar (\$1.00) license issuing fee per transaction in addition to the cost of the licenses purchased.

5.3. The license agent shall retain the fee and not remit it to the Division of Natural Resources. The licensing agent may charge one issuing fee per transaction.

5.4. Where it is not cost efficient or technically feasible a non-electronic paper based licensing system will be retained by license agents.