

**WEST VIRGINIA  
SECRETARY OF STATE  
KEN HECHLER  
ADMINISTRATIVE LAW DIVISION**

Form #6

Do Not Mark In This Box

**FILED**

May 30 11 40 AM '00

OFFICE OF THE SECRETARY OF STATE  
WEST VIRGINIA

**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: 68

TITLE OF RULE BEING PROPOSED: Issuance of Hunting, Trapping and Fishing  
Licenses by Telephone and Other Electronic  
Methods

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

**AUTHORIZATION IS CITED IN (house or senate bill number)** SB 310

**SECTION** 64-10-3(f) **PASSED ON** April 4, 2000

**THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS BILL BECOMES**

**EFFECTIVE ON THE FOLLOWING DATE:** May 30, 2000

  
\_\_\_\_\_  
John B. Rader, Director

\$2.80

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

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

Promulgation History

Filed June 14, 1999 - Form #2 Notice of Comment period on a Proposed Rule

Filed July 20, 1999 - Form #3 Notice of Agency Approval of a Proposed Rule & Filing  
With the Legislative Rule Making Review Committee

Filed August 30, 1999 - Form #4 Notice of Rule Modification of a Proposed Rule

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

**FILED**

May 30 11 40 AM '00

**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. -- May 30, 2000

1.4. Effective Date. -- May 30, 2000

**§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. "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.