



**WEST VIRGINIA  
SECRETARY OF STATE**

**NATALIE E. TENNANT**

**ADMINISTRATIVE LAW DIVISION**

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OFFICE OF  
WEST VIRGINIA SECRETARY OF STATE

**FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE  
(Page 1)**

AGENCY **Natural Resources**

RULE TYPE **Legislative** AMENDMENT TO EXISTING RULE No **TITLE-SERIES 58-24**

RULE NAME **Point System For the Revocation of Hunting - Repeal**

CITE AUTHORITY **20-1-7 and 20-2-38**

COMMENTS LIMITED TO  
**Written**

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS  
**Friday, August 26, 2016 10:00 AM**

WRITTEN COMMENTS MAY BE MAILED TO  
**WV DNR Law Enforcement  
Attn: Jerry B. Jenkins  
324 4th Avenue  
South Charleston, WV 25303**

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

**Yes**  
**Joshua L Jarrell -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.**



Title-Series: 58-24



Rule Id: 10259



Document: 27772



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**FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE  
(Page 2)**

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RULE NAME **Point System For the Revocation of Hunting - Repeal**

CITE AUTHORITY **20-1-7 and 20-2-38**

**PROVIDE A BRIEF SUMMARY OF YOUR PROPOSAL**

**Repealing 58CSR24 because it's been combined with 58CSR23**

**BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.**

**Yes**

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**FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 1)**

AGENCY **Natural Resources**

RULE TYPE **Legislative** AMENDMENT TO EXISTING RULE No **TITLE-SERIES 58-24**

RULE NAME **Point System For the Revocation of Hunting - Repeal**

CITE AUTHORITY **20-1-7 and 20-2-38**

**PRIMARY CONTACT**

Jerry B. Jenkins  
WV DNR Law Enforcement  
324 4th Avenue  
South Charleston, STATE ZIP

**Joshua L Jarrell -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.**



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SUMMARIZE IN A CLEAR AND CONCISE MANNER WHAT IMPACT THIS MEASURE WILL HAVE ON COSTS AND REVENUES OF STATE GOVERNMENT.

**Repealing 58CSR24 because it's been combined with 58CSR23**

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**FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 2)**

AGENCY **Natural Resources**

RULE TYPE **Legislative** AMENDMENT TO EXISTING RULE No **TITLE-SERIES 58-24**

RULE NAME **Point System For the Revocation of Hunting - Repeal**

CITE AUTHORITY **20-1-7 and 20-2-38**

FISCAL NOTE DETAIL -- SHOW OVER-ALL EFFECT IN ITEM 1 AND 2 AND, IN ITEM 3, GIVE AN EXPLANATION OF BREAKDOWN BY FISCAL YEAR, INCLUDING LONG-RANGE EFFECT.

Effect Of Proposal	Current Increase/Decrease (use ' - ')	Next Increase/Decrease (use ' - ')	Fiscal Year (Upon Full Implementation)
<b>ESTIMATED TOTAL COST</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>PERSONAL SERVICES</b>			
<b>CURRENT EXPENSES</b>			
<b>REPAIRS AND ALTERATIONS</b>			
<b>ASSETS</b>			
<b>OTHER</b>			
<b>ESTIMATED TOTAL REVENUES</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

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**FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 3)**

AGENCY **Natural Resources**

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CITE AUTHORITY **20-1-7 and 20-2-38**

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT). PLEASE INCLUDE ANY INCREASE OR DECREASE IN FEES IN YOUR ESTIMATED TOTAL REVENUES.

**None**

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**FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 4)**

AGENCY **Natural Resources**

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CITE AUTHORITY **20-1-7 and 20-2-38**

PLEASE IDENTIFY ANY AREAS OF VAGUENESS, TECHNICAL DEFECTS, REASONS THE PROPOSED RULE WOULD NOT HAVE A FISCAL IMPACT, AND OR ANY SPECIAL ISSUES NOT CAPTURED ELSEWHERE ON THIS FORM.

**None**

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

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Title-Series: 58-24



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

~~SERIES 24~~  
~~POINT SYSTEM FOR THE REVOCATION OF HUNTING~~  
~~AND FISHING LICENSES~~

~~§58-24-1. General.~~

~~1.1. Scope. — These are legislative rules and regulations establishing a point system for the revocation of hunting and fishing licenses.~~

~~1.2. Authority. — W. Va. Code §20-1-7 and §20-2-38.~~

~~1.3. Filing Date. — December 30, 1982.~~

~~1.4. Effective Date. — January 1, 1983.~~

~~§58-24-2. General Purpose.~~

~~2.1. Purpose. — To assure uniform, impartial application of hunting and fishing license revocation, from four (4) to ten (10) points will be assigned for each hunting and fishing violation, and a record system will be utilized to assured accuracy and expediency in the operation of revocation procedures.~~

~~§58-24-3. Revocation Of License; Duration.~~

~~3.1. Negligent Shooting. — Licenses of persons convicted of negligent shooting of a human being or livestock will be revoked for a period of five (5) years.~~

~~3.2. Points. — Licenses of those amassing ten (10) or more points in any two (2) years period will be revoked for a period of two (2) years from the date the ten (10) points total was reached. Should any person be convicted of a violation during the revocation period, the revocation period shall be extended for two (2) years.~~

~~§58-24-4. Assignment Of Points.~~

~~4.1. Points — Offense.~~

~~Spotlighting with firearm or implement~~

~~Taking fish with explosive or poison materials~~

~~All other hunting and fishing violations~~

~~§58-24-5. Removal Of Points.~~

~~5.1. Points will be removed on their second anniversary or upon restoration of the license(s).~~

~~§58-24-6. Hearing.~~

~~6.1. Notification. — Upon revoking the license(s) of any person, the Division of Natural Resources shall immediately notify the licensee in writing, sent by registered mail to the address given by the licensee in applying for license, and upon his/her request, shall afford an opportunity for a hearing within thirty (30) days after receipt of the request.~~

~~6.2. Hearing. — The hearing may be conducted in the county in which the licensee resides or any other county designated by the director.~~

~~6.3. Hearing Officer. — The director or his/her duly authorized agent shall act as hearing officer.~~

~~6.4. Action. — After such hearing, the director may uphold or rescind the revocation.~~