



**WEST VIRGINIA
SECRETARY OF STATE**

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

**FORM 5 -- NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR
A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**

AGENCY **Natural Resources**

RULE TYPE **Legislative Exempt** AMENDMENT TO EXISTING RULE **Yes** TITLE-SERIES **58-**

RULE NAME **Special Waterfowl Hunting Areas** **13B**

CITE AUTHORITY **§§20-1-7(30), 29A-1-3(c)**

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

§29A-1-3(c)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE
EFFECTIVE DATE OF THIS RULE IS

Friday, July 28, 2017

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

Yes

**Patricia J White -- 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: 58-13B



Rule Id: 16525



Document: 49706

TITLE 58
LEGISLATIVE RULES
BUREAU OF COMMERCE
DIVISION OF NATURAL RESOURCES

SERIES 13B
~~SPECIAL WATERFOWL HUNTING AREAS~~
(EXEMPT RULE)

~~§58-13B-1. General.~~

~~1.1. Scope and Purpose. This regulation establishes provisions for hunting waterfowl in specified areas of this State.~~

~~1.2. Authority. West Virginia Code §20-1-7(30).~~

~~1.3. Filing Date. August 28, 1995~~

~~1.4. Effective Date. September 1, 1995~~

~~§58-13B-2. Definitions.~~

~~2.1. All terms shall have the meaning prescribed in the Code of State Regulations, Title 47 Series 13A "Special Waterfowl Hunting Regulations" (47 C.S.R. 13A).~~

~~§58-13B-3. McClintic Wildlife Management Area.~~

~~3.1. The provisions of the Code of State Regulations, Title 58 Series 13 and Title 47 Series 13A are in effect at the McClintic Wildlife Management Area, except as provided in Sections 3.2 and 3.4 of these regulations.~~

~~3.2. Hunting in the controlled waterfowl hunting area is restricted to waterfowl hunting from State-controlled blinds during the period commencing on October 2, 1995 and ending on October 14, 1995 even if other hunting seasons run concurrently. The controlled waterfowl hunting area is marked by signs and includes Ponds #3, #6, #7, #8, #9, #11, #17, #18, #19, #36, #39, and #40.~~

~~3.3. Shooting hours in the controlled waterfowl hunting area are from thirty (30) minutes before sunrise until noon during the period commencing on October 2, 1995 and ending on October 14, 1995.~~

~~3.4. All hunting in the controlled waterfowl hunting area is by permit only during the period commencing on October 2, 1995 and ending on October 14, 1995.~~

~~3.4.1. Applications for controlled area hunting permits must be received at the DNR Point Pleasant Office, Route 1, Box 484, Point Pleasant, West Virginia 25550, by September 11, 1995.~~

~~3.4.2. Letters of notification granting controlled area hunting permits will be sent to successful applicants.~~

~~3.4.3. Controlled area hunting permits are not transferable.~~

~~3.4.4. Hunters with valid controlled area hunting permits must report to the McClintic WMA Office prior to 6 o'clock antemeridian (6:00 a.m.) on the morning of the hunt. Failure to report by that time forfeits the hunter's reservation and the reserved blind will then be filled on a first come, first-served basis.~~

~~3.4.5. Hunters must present the day's bag for inspection and return their controlled area hunting permits to the McClintic WMA Office prior to one o'clock postmeridian (1:00 p.m.) on the day of the hunt.~~

~~3.4.6. Hunters in the controlled area who violate the provisions of these regulations or conduct themselves in an unsportsmanlike manner at the McClintic Wildlife Management Area will not receive any further permits.~~

~~3.5. All hunters in the controlled waterfowl hunting area during the period commencing on October 2, 1995 and ending on October 14, 1995 must obey the following rules:~~

~~3.5.1. Hunters in the controlled area are restricted to fifteen (15) shells per hunter per day per hunt and must have a valid controlled hunting permit in possession while hunting in the controlled area.~~

~~3.5.2. Guns must be cased and unloaded except when in the blind area.~~

~~3.5.3. Alcoholic beverages are prohibited in the blind area.~~

~~3.5.4. Dogs must be kept on a leash except when in the blind area.~~

~~3.5.5. Hunters may not travel more than seventy five (75) yards from the blind in pursuit of cripples.~~

~~**§ 58-13B-4. Green Bottom Wildlife Management Area.**~~

~~4.1. The provisions of the Code of State Regulations, Title 58 Series 13 and Title 47 Series 13A are in effect at the Green Bottom Wildlife Management Area, except as provided in Section 4.2 through 4.3 of these regulations.~~

~~4.2. Shooting hours for waterfowl are from thirty (30) minutes before sunrise until noon during the period commencing on October 2, 1995 and ending on October 14, 1995.~~

~~4.3. Waterfowl hunting is by permit only.~~

~~4.3.1. A permit shall be obtained at the Green Bottom Wildlife Management Area Headquarters prior to each day's hunt. Permits will be issued between the hours of five o'clock and seven o'clock antemeridian (5:00 a.m. through 7:00 a.m.) during the open waterfowl seasons.~~

~~**§ 58-13B-5. Warden Lake Wildlife Management Area**~~

~~5.1. Waterfowl hunting is prohibited on Warden Lake Wildlife Management in accordance with deed restrictions.~~