



DIVISION OF NATURAL RESOURCES
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Stephen S. McDaniel
Director

January 31, 2018

FILED

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OFFICE OF THE WEST VIRGINIA
SECRETARY OF STATE

Judy Cooper
Administrative Law Division
WV Secretary of State's Office
State Capitol Complex
Building 1, Suite 157-K
1900 Kanawha Blvd. East
Charleston, WV 25305-0770

Dear Ms. Cooper:

The West Virginia Division of Natural Resources is requesting Legislative Rule 58CSR69 Wildlife Disease Management filed with the West Virginia Secretary of State's Office on July 28, 2017, be withdrawn from the rule making process.

This decision is based on the amendments made by the Legislative Rule-Making Review Committee on December 2, 2017, and the Senate Natural Resources Committee on January 23, 2018, which have stripped the substance of the original rule revisions. Prohibiting the use of natural cervid urines for the purposes of taking, or attempting to take, attracting, or scouting any wild animal, in the agency's opinion, would have helped reduce the risk of introducing the agent which causes Chronic Wasting Disease into the environment. Furthermore, the amended language in the rule is confusing, creating a situation in which most hunters would not understand the products they would or would not be permitted to use in the woods. Therefore, we are requesting that the rule be withdrawn from the rule making process. Please let me know if you have any questions.

Sincerely,

Stephen S. McDaniel

EJF:wlg

Judy Cooper
Page 2
January 31, 2018

cc: Jared Wyrick, LRMRC
The Honorable Mitch Carmichael, Senate President
The Honorable Tim Armstead, Speaker of the House
The Honorable Bill Hamilton, Chair, House Agriculture and Natural Resources Committee
The Honorable Mark R. Maynard, Chair, Senate Natural Resources Committee
Debra Graham
Darla Davidson
Robert Akers
Hampton Rose
Leah Macia