



**WEST VIRGINIA SECRETARY OF STATE**

**KRIS WARNER**

**ADMINISTRATIVE LAW DIVISION**

**eFILED**

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Office of West Virginia  
Secretary Of State

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-  
MAKING REVIEW COMMITTEE**

AGENCY: Agriculture TITLE-SERIES: 61-01B  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Registration Forms and Tags For Registration, Taxation And Control of Dogs

**PRIMARY CONTACT**

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CITE STATUTORY AUTHORITY: §19-20-4

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

The rule establishes general operating rules and procedures in the Animal Disease Control Division and are established to prevent, suppress, control and eradicate communicable diseases of dogs.

IS THIS FILING SOLELY FOR THE SUNSET PROVISION REQUIREMENTS IN W. VA. CODE §29A-3-19(e)? Yes

IF YES, DO YOU CERTIFY THAT THE ONLY CHANGES TO THE RULE ARE THE FILING DATE, EFFECTIVE DATE AND AN EXTENSION OF THE SUNSET DATE? Yes

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD:

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED:

COMMENTS RECEIVED: No

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING: No

(IF YES, PLEASE UPLOAD IN THE PUBLIC HEARING FIELD PERSONS WHO APPEARED AT THE HEARING(S) AND TRANSCRIPTS)

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

WHAT OTHER NOTICE, INCLUDING ADVERTISING, DID YOU GIVE OF THE HEARING?

n/a

SUMMARY OF THE CONTENT OF THE LEGISLATIVE RULE, AND A DETAILED DESCRIPTION OF THE RULE'S PURPOSE AND ALL PROPOSED CHANGES TO THE RULE:

Adding a sunset clause only

STATEMENT OF CIRCUMSTANCES WHICH REQUIRE THE RULE:

to prevent, suppress, control and eradicate communicable diseases of dogs.

SUMMARIZE IN A CLEAR AND CONCISE MANNER THE OVERALL ECONOMIC IMPACT OF THE PROPOSED LEGISLATIVE RULE:

A. ECONOMIC IMPACT ON REVENUES OF STATE GOVERNMENT:

n/a

B. ECONOMIC IMPACT ON SPECIAL REVENUE ACCOUNTS:

n/a

C. ECONOMIC IMPACT OF THE LEGISLATIVE RULE ON THE STATE OR ITS RESIDENTS:

n/a

D. FISCAL NOTE DETAIL:

Effect of Proposal	Fiscal Year		
	2025 Increase/Decrease (use "-")	2026 Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
<b>1. Estimated Total Cost</b>	0	0	0
<b>Personal Services</b>	0	0	0
<b>Current Expenses</b>	0	0	0
<b>Repairs and Alterations</b>	0	0	0
<b>Assets</b>	0	0	0
<b>Other</b>	0	0	0
<b>2. Estimated Total Revenues</b>	0	0	0

E. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

n/a

**BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.**

Yes

**Norman Bailey -- 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 61  
LEGISLATIVE RULE  
DEPARTMENT OF AGRICULTURE

SERIES 1B  
REGISTRATION FORMS AND TAGS FOR REGISTRATION,  
TAXATION AND CONTROL OF DOGS

**§61-1B-1. General.**

1.1. Scope. -- These legislative regulations establish general operating rules and procedures in the Animal Disease Control Division and are established to prevent, suppress, control and eradicate communicable diseases of dogs.

1.2. Authority. -- W. Va. Code §19-20-4.

1.3. Filing Date. -- ~~May 31, 1985.~~

1.4. Effective Date. -- ~~May 31, 1985.~~

1.5. Sunset Date. -- This rule shall expire and have no further force or effect August 1, 2035.

**§61-1B-2. Certificate Of Registration.**

2.1. The Certificate of Registration and the carbon copy thereof shall contain the following information:

- 2.1.1. Year for which tax is paid;
- 2.1.2. Serial number of Certificate of Registration;
- 2.1.3. Registration tag number;
- 2.1.4. Date;
- 2.1.5. Name of owner (keeper or harborer);
- 2.1.6. Address;
- 2.1.7. District;
- 2.1.8. Description of dog;
- 2.1.9. Head tax - required fee three dollars (\$3.00);
- 2.1.10. Amount collected.

**§61-1B-3. Record Of Registration.**

3.1. The Certificate of Registration forms shall be numbered serially and bound in books. A duplicate,

nonperforated carbon copy of the Certificate of Registration shall be left in the book as a record.

3.2. Each dog shall be issued a registration tag when the Certificate of Registration is issued.

**§61-1B-4. Registration Tags.**

4.1. Registration tags shall be manufactured of metal or some other suitable substance of a permanent nature and designed with a hole in each end one sixteenth (1/16) of an inch in diameter, so that it can be safely and securely attached to the animal's collar. The tag shall bear the imprint "West Virginia Dog Tax," the county, year and serial number: Provided, That any assessor in any county in the state who has forms or tags previously prescribed by the Commissioner of Agriculture be allowed to use the same until the present supply is exhausted, at which time the forms and tags designated by the regulation shall be procured and used. Dogs shall wear a valid registration tag at all times.

4.2. The registration tag number shall be recorded on the Certificate of Registration.

4.3. Municipalities may prescribe their own registration tags for dogs, but they must be clearly distinguishable from those issued by the Commissioner.