

# WEST VIRGINIA LEGISLATURE

## 2019 REGULAR SESSION

### ENROLLED House Bill 2709

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

2019 MAR 26 P 4:58

FILED

BY DELEGATES ATKINSON, WORRELL, MCGEEHAN,  
WESTFALL, MILLER, SWARTZMILLER, KESSINGER, CADLE,  
COOPER AND N. BROWN.

(BY REQUEST OF THE DIVISION OF NATURAL RESOURCES,  
DEPARTMENT OF COMMERCE)

[Passed March 9, 2019; in effect ninety days from  
passage.]

HB 2709

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(BY REQUEST OF THE DIVISION OF NATURAL RESOURCES,  
DEPARTMENT OF COMMERCE)

[Passed March 9, 2019; in effect ninety days from  
passage.]

1 AN ACT to amend and reenact §20-2-27 of the Code of West Virginia, 1931, as amended, relating  
2 to hunting licenses; and exempting the list of names, addresses and contact information  
3 for license holders from public disclosure with certain exceptions.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 2. WILDLIFE RESOURCES.**

**§20-2-27. Necessity for license.**

1 (a) Except as otherwise provided by law, no resident who has reached his or her 15th  
2 birthday and who has not reached his or her 65th birthday before January 1, 2012, and no  
3 nonresident shall at any time take, hunt, pursue, trap for, kill or chase any wild animals, wild birds,  
4 or fish for, take, kill or catch any fish, amphibians or aquatic life of any kind whatsoever in this  
5 state without first having secured a license or permit and then only during the respective open  
6 seasons, except that a nonresident who has not reached his or her 15th birthday may fish for,  
7 take, kill or catch any fish, amphibians or aquatic life of any kind whatsoever in this state without  
8 first having secured a license or permit. A person under the age of 15 years shall not hunt or  
9 chase any wild animals or wild birds upon lands of another unless accompanied by a licensed  
10 adult.

11 (b) A resident or nonresident member of any club, organization, or association or persons  
12 owning or leasing a game preserve or fish preserve, plant, or pond in this state shall not hunt or  
13 fish therein without first securing a license or permit as required by law: *Provided*, That resident  
14 landowners or their resident children, or bona fide resident tenants of land, may, without a permit  
15 or license, hunt and fish on their own land during open seasons in accordance with laws and rules  
16 applying to such hunting and fishing unless the lands have been designated as a wildlife refuge  
17 or preserve.

18 (c) Licenses and permits shall be of the kinds and classes set forth in this article and shall  
19 be conditioned upon the payment of the fees established for the licenses and permits.

20           (d) The list of names, addresses and other contact information of all licensees compiled  
21 and maintained by the division as a result of the sale and issuance of any resident or nonresident  
22 licenses or stamps under this chapter is exempt from disclosure under the Freedom of Information  
23 Act, §29B-1-1, *et seq.*, of this code: *Provided*, That the records specified in this section shall be  
24 available to all law-enforcement agencies and other governmental entities authorized to request  
25 or receive such records.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*Steve Caputo*  
.....  
Chairman, House Committee

*[Signature]*  
.....  
Member Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

*Steve Harris*  
.....  
Clerk of the House of Delegates

*Joe Brini*  
.....  
Clerk of the Senate

*Ray Haskew*  
.....  
Speaker of the House of Delegates

*Mitt B. Cammichael*  
.....  
President of the Senate

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SECRETARY OF STATE

The within *is approved* this the *26<sup>th</sup>*  
day of *March* ....., 2019.

*[Signature]*  
.....  
Governor

PRESENTED TO THE GOVERNOR

170325208

Time 3:35 pm.