

# **WEST VIRGINIA LEGISLATURE**

**2020 REGULAR SESSION**

**Committee Substitute**

**for**

**Senate Bill 500**

SENATORS HAMILTON, PITSENBARGER, SYPOLT, AND

CLINE, *original sponsors*

[Originating in the Committee on Natural Resources;

reported on January 22, 2020]



1 A BILL to amend and reenact §20-2-42w of the Code of West Virginia, 1931, as amended, relating  
2 to Class Y special crossbow hunting permit application requirements; removing  
3 requirement for applicant to provide written release authorizing examination of all medical  
4 records regarding qualifying disability; and removing language that completed permit form  
5 constitutes Class Y permit.

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

## **ARTICLE 2. WILDLIFE RESOURCES.**

### **§20-2-42w. Class Y special crossbow hunting permit for certain disabled persons.**

1 (a) A Class Y permit is a special statewide hunting permit entitling a person to hunt all  
2 wildlife during established archery and firearm seasons if the person meets the following  
3 requirements:

4 (1) He or she holds a Class Q permit;

5 (2) He or she has a permanent and substantial loss of function in one or both hands while  
6 failing to meet the minimum standards of the upper extremity pinch, grip, and nine-hole peg tests  
7 administered under the direction of a licensed physician; or

8 (3) He or she has a permanent and substantial loss of function in one or both shoulders  
9 while failing to meet the minimum standards of the shoulder strength test administered under the  
10 direction of a licensed physician.

11 (b) The application form shall include a written statement or report prepared by the  
12 physician conducting the test no more than six months preceding the application and verifying  
13 that the applicant is physically disabled as described in this section. ~~As part of the application, the~~  
14 ~~applicant shall authorize, by written release, an examination of all medical records regarding his~~  
15 ~~or her qualifying disability. When completed, the permit form constitutes a Class Y permit. The~~  
16 ~~Class Y permit and a completed license~~ The completed Class Y permit application shall be  
17 submitted to the division, which ~~will~~ shall issue a wallet-sized card to the permittee. The card and

18 all other documents and identification required to be carried by this article shall be in the  
19 permittee's possession when hunting.

20 (c) A Class Y permit ~~must~~ shall be accompanied by a valid statewide hunting license or  
21 the applicant ~~must~~ shall be exempt from hunting licenses as provided in this chapter.

NOTE: The purpose of this bill is to clarify requirements for issuing a Class Y permit and remove medical record release requirement for application.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.