

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2004

ENROLLED

House Bill No. 4449

(By Delegates Yeager, Stemple, Beach,
Poling, Crosier, Boggs and R. Thompson)

Passed March 2, 2004

In Effect Ninety Days from Passage

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H. B. 4449

(BY DELEGATES YEAGER, STEMPLER, BEACH,
POLING, CROSIER, BOGGS AND R. THOMPSON)

[Passed March 2, 2004; in effect ninety days from passage.]

AN ACT to amend and reenact §20-2-46e of the code of West Virginia, 1931, as amended, relating to special hunting permit for disabled persons.

Be it enacted by the Legislature of West Virginia:

That §20-2-46e of the code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 2. WILDLIFE RESOURCES.

§20-2-46e. Class Q special hunting permit for disabled persons.

1 (a) A Class Q permit is a special statewide hunting permit
2 entitling the permittee to hunt all legal species of game during
3 the designated hunting seasons from a motor vehicle in accor-
4 dance with the provisions of this section.

5 (b) A permit form shall be furnished by the director to an
6 applicant who meets the following requirements:

7 (1) He or she is permanently disabled in the lower extremi-
8 ties; and

9 (2) He or she holds a valid resident or nonresident statewide
10 hunting license, a senior citizens license or is otherwise exempt
11 from the license requirement.

12 (c) A licensed physician must certify the applicant's
13 permanent disability by completing the permit form. When
14 completed, the permit form constitutes a Class Q permit. The
15 Class Q permit and a completed license application shall be
16 submitted to the division, which will issue a wallet sized card
17 to the permittee. The card and all other documents and identifi-
18 cation required to be carried by this article shall be in the
19 permittee's possession when hunting.

20 (d) A Class Q permit entitles the holder to hunt from a
21 motor vehicle and, notwithstanding the provisions of subdivi-
22 sion (9), section five of this article, to possess a loaded firearm
23 in a motor vehicle, but only under the following circumstances:

24 (1) The motor vehicle is stationary;

25 (2) The engine of the motor vehicle is not operating;

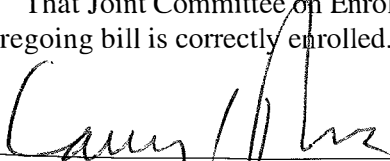
26 (3) The permittee is the only occupant of the vehicle;

27 (4) The vehicle is not parked on the right-of-way of any
28 public road or highway; and

29 (5) The permittee observes all other pertinent laws and
30 regulations.

31 (e) The director may propose rules for legislative approval
32 in accordance with the provisions of article three, chapter
33 twenty-nine-a of this code setting forth the qualifications of
34 applicants and the permitting process.

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



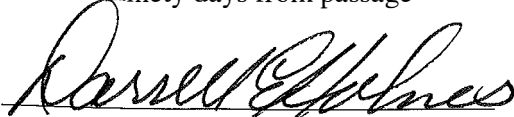
Chairman Senate Committee



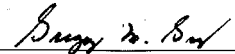
Chairman House Committee

Originating in the House.

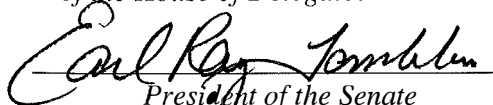
In effect ninety days from passage



Clerk of the Senate



Clerk of the House of Delegates

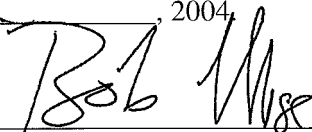


President of the Senate



Speaker of the House of Delegates

The within is approved this the 16th
day of March, 2004.



Governor

GOVERNOR

Date 3/10/04
3:30 pm