

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

ENROLLED

Committee Substitute

for

House Bill 2331

BY DELEGATE D. SMITH

[Passed April 7, 2025; in effect from passage]

1 AN ACT to amend and reenact §64-10-1 *et seq.* of the Code of West Virginia, 1931, as amended,
2 relating to authorizing certain agencies of the Department of Commerce to promulgate
3 legislative rules; authorizing the rules as filed and as modified by the Legislative Rule-
4 Making Review Committee and as amended by the Legislature; authorizing the Office of
5 Miners' Health, Safety and Training to promulgate a legislative rule relating to the
6 certification, recertification and training of EMT miners and the certification of EMT-M
7 instructors; authorizing the Division of Natural Resources to promulgate a legislative rule
8 relating to transporting and selling wildlife parts and pelts; authorizing the Division of
9 Natural Resources to promulgate a legislative rule relating to boating; authorizing the
10 Division of Natural Resources to promulgate a legislative rule relating to special boating;
11 authorizing the Division of Natural Resources to promulgate a legislative rule relating to
12 public use of campgrounds in West Virginia State Parks and State Forests and Campsites
13 in State Rail Trails under the Division of Natural Resources; authorizing the Division of
14 Natural Resources to promulgate a legislative rule relating to special projects and grants
15 for West Virginia State Parks, State Forests, and State Rail Trails under the Division of
16 Natural Resources; authorizing the Division of Natural Resources to promulgate a
17 legislative rule relating to prohibitions when hunting and trapping; authorizing the Division
18 of Natural Resources to promulgate a legislative rule relating to general hunting;
19 authorizing the Division of Natural Resources to promulgate a legislative rule relating to
20 special waterfowl hunting; authorizing the Division of Natural Resources to promulgate a
21 legislative rule relating to special fishing; authorizing the Division of Natural Resources to
22 promulgate a legislative rule relating to catching and selling bait fish; and authorizing the
23 Division of Natural Resources to promulgate a legislative rule relating to falconry.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 10. AUTHORIZATION FOR DEPARTMENT OF COMMERCE TO
PROMULGATE LEGISLATIVE RULES.**

§64-10-1. Office of Miners' Health, Safety, and Training.

1 The legislative rule filed in the State Register on November 7, 2024, authorized under the
2 authority of §22A-10-3 of this code, relating to the Office of Miners' Health, Safety, and Training
3 (certification, recertification, and training of EMT-Miners and the certification of EMT-M instructors,
4 56 CSR 22), is authorized.

§64-10-2. Division of Natural Resources.

1 (a) The legislative rule filed in the State Register on September 3, 2024, authorized under
2 the authority of §20-2-11 of this code, relating to the Division of Natural Resources (transporting
3 and selling wildlife parts and pelts, 58 CSR 16), is authorized.

4 (b) The legislative rule filed in the State Register on August 14, 2024, authorized under
5 the authority of §20-7-13 of this code, relating to the Division of Natural Resources (boating, 58
6 CSR 25), is authorized.

7 (c) The legislative rule filed in the State Register on August 14, 2024, authorized under
8 the authority of §20-7-13 of this code, relating to the Division of Natural Resources (special
9 boating, 58 CSR 26), is authorized.

10 (d) The legislative rule filed in the State Register on August 14, 2024, authorized under
11 the authority of §20-5-2 of this code, modified by the Division of Natural Resources to meet the
12 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
13 September 3, 2024, relating to the Division of Natural Resources (public use of campgrounds in
14 West Virginia State Parks and State Forests and Campsites in State Rail Trails under the Division
15 of Natural Resources, 58 CSR 32), is authorized with the following amendment:

16 On page 1, by striking out all of subsection 2.2. and inserting in lieu thereof a new
17 subsection 2.2. to read as follows:

2.2. A person who is 18 years of age or older must be at each rented campsite and is responsible for the actions and safety of all campsite occupants and shall be held liable for any damages caused by campsite occupants. Except that, at the discretion of the area superintendent, adjacent campsites occupied by youth organization groups may be considered supervised by a single person who is 18 years of age or older;

And,

On page 2, by striking out all of subsection 2.5. and inserting in lieu thereof a new subsection 2.5. to read as follows:

2.5. No more than two motor vehicles are permitted on a campsite at any time. No more than one camping unit (tent, trailer, motor home, camper van, etc.) is permitted on a campsite; *Provided*, That a family camping group or youth organization group, at the discretion of the area superintendent, may be permitted to have one or two small tents on its campsite in addition to the main camping unit: *Provided, however*, That the additional units may not be ecologically detrimental to the campsite. For purposes of this section, a family camping group is defined as a parent or guardian and his or her dependent children or other minor children accompanying the adult.

(d) The legislative rule filed in the State Register on August 14, 2024, authorized under the authority of §20-5-2 of this code, relating to the Division of Natural Resources (special projects and grants for West Virginia State Parks, State Forests, and State Rail Trails under the Division of Natural Resources, 58 CSR 34), is authorized.

(e) The legislative rule filed in the State Register on September 3, 2024, authorized under the authority of §20-1-7 of this code, modified by the Division of Natural Resources to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 3, 2024, relating to the Division of Natural Resources (prohibitions when hunting and trapping, 58 CSR 47), is authorized with the following amendments:

On page 2, by striking out all of subsection 3.9.;

44 And,

45 By renumbering the remaining subsections.

46 (f) The legislative rule filed in the State Register on September 3, 2024, authorized under
47 the authority of §20-1-7 of this code, relating to the Division of Natural Resources (general hunting,
48 58 CSR 49), is authorized.

49 (g) The legislative rule filed in the State Register on September 3, 2024, authorized under
50 the authority of §20-1-7 of this code, relating to the Division of Natural Resources (special
51 waterfowl hunting, 58 CSR 58), is authorized.

52 (h) The legislative rule filed in the State Register on August 14, 2024, authorized under
53 the authority of §20-1-7 of this code, relating to the Division of Natural Resources (special fishing,
54 58 CSR 61), is authorized.

55 (i) The legislative rule filed in the State Register on August 14, 2024, authorized under the
56 authority of §20-1-7 of this code, relating to the Division of Natural Resources (catching and selling
57 baitfish, 58 CSR 62), is authorized.

58 (j) The legislative rule filed in the State Register on September 3, 2024, authorized under
59 the authority of §20-1-7 of this code, relating to the Division of Natural Resources (falconry, 58
60 CSR 65), is authorized.

The Clerk of the House of Delegates and the Clerk of the Senate hereby certify that the foregoing bill is correctly enrolled.

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Clerk of the House of Delegates

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Clerk of the Senate

Originated in the House of Delegates.

In effect from passage.

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Speaker of the House of Delegates

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President of the Senate

The within is this the.....
Day of, 2025.

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Governor