

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2003



ENROLLED

**COMMITTEE SUBSTITUTE
FOR**

House Bill No. 2094

(By Delegates Caputo, Varner, Tucker and Yeager)



Passed March 5, 2003

In Effect Ninety Days from Passage

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FOR

H. B. 2094

(BY DELEGATES CAPUTO, VARNER, TUCKER AND YEAGER)

[Passed March 5, 2003; in effect ninety days from passage.]

AN ACT to amend article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section sixty-four, relating to regulating the release of fish, water animals and other aquatic organism into the waters of this state.

Be it enacted by the Legislature of West Virginia:

That article two, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section sixty-four, to read as follows:

ARTICLE 2. WILDLIFE RESOURCES.

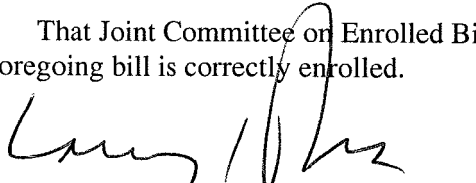
§20-2-64. Regulating release of fish, water animal and other aquatic organisms; stocking permit.

1 (a) It is unlawful for any person to release any fish, water
2 animal or other aquatic organism, alive or dead, or any part,
3 nest or egg thereof into the waters of this state except as
4 authorized by a stocking permit issued by the director: *Pro-*
5 *vided*, That nothing in this subsection shall be construed as
6 restricting the release of fish, water animal or other aquatic
7 organism into the waters of this state from which they were
8 taken by lawful methods: *Provided, however*, That nothing in
9 this subsection shall be construed as restricting the release of
10 native or established species of fish in privately owned ponds.

11 (b) A stocking permit is not required for the stocking of
12 trout in waters of the state provided that the trout originate from
13 a source within the state or meet the disease free certification
14 requirements for imported salmondiae set forth in section
15 thirteen of this article.

16 (c) A stocking permit is not required for the stocking of
17 black bass provided that the division of natural resources is
18 notified prior to stocking and is provided a disease free certifi-
19 cation.

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



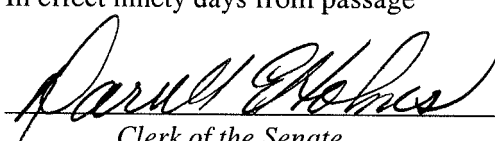
Chairman Senate Committee



Chairman House Committee

Originating in the House.

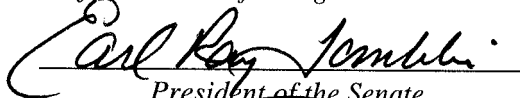
In effect ninety days from passage



Clerk of the Senate



Clerk of the House of Delegates

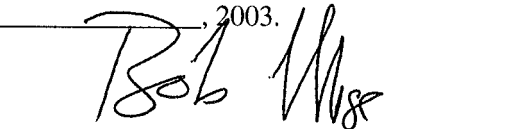


President of the Senate



Speaker of the House of Delegates

The within is approved this the 13th
day of March, 2003.



Governor

PRESENTED TO THE
GOVERNOR

Date 3/8/03

Time 12:20 pm