

HB 3119 S

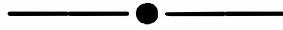
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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2006

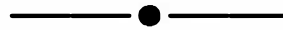


ENROLLED

COMMITTEE SUBSTITUTE
FOR

House Bill No. 3119

(By Mr. Speaker, Mr. Kiss, and Delegates Varner,
Williams, Crosier, Kominar, Stemple, Beane,
Perry, H. White, Michael and Campbell)



Passed March 11, 2006

In Effect Ninety Days from Passage

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E N R O L L E D

COMMITTEE SUBSTITUTE

FOR

H. B. 3119

(BY MR. SPEAKER, MR. KISS, AND DELEGATES VARNER,
WILLIAMS, CROSIER, KOMINAR, STEMPLER, BEANE,
PERRY, H. WHITE, MICHAEL AND CAMPBELL)

[Passed March 11, 2006; in effect ninety days from passage.]

AN ACT to amend and reenact §20-1-10 of the Code of West Virginia, 1931, as amended, relating to wildlife management areas; revising areas subject to property management requirements; altering reporting requirements; establishing requirements of land use for recreational hunting and shooting; preserving net habitat for hunting and shooting; and establishing reporting requirements for the division of natural resources.

Be it enacted by the Legislature of West Virginia:

That §20-1-10 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 1. ORGANIZATION AND ADMINISTRATION.

§20-1-10. Property management.

1 (a) The division shall maintain at all times an accurate
2 record of all of its lands, interests in lands, buildings, structures,
3 equipment and other tangible properties and assets. The record
4 shall reflect the location, utility, condition and estimated value
5 of all such properties and assets. The division shall provide for
6 the maintenance, preservation and custody of all such properties
7 and assets, and when any item or items thereof become obsolete
8 or are no longer needed, the division shall report thereon to the
9 Public Lands Corporation for disposition thereof.

10 (b) The Director shall select and designate a competent and
11 qualified person as division property officer, who shall be
12 responsible for the division's records relating to its properties
13 and assets and for the maintenance, preservation, custody and
14 disposition of all such properties and assets as herein provided.

15 (c) Subject to valid existing rights, division owned wildlife
16 management area lands shall be open to access and use for
17 recreational hunting and shooting except as limited by the
18 division for reasons of public safety, fish and wildlife manage-
19 ment or homeland security or as otherwise limited by law.

20 (d) The division shall exercise its authority consistent with
21 subsection (c) to support, promote and enhance recreational
22 hunting and shooting opportunities, to the extent authorized by
23 statute. The division shall give preference to hunting and
24 shooting over other uses of division owned wildlife manage-
25 ment area lands.

26 (e) Division land management decisions and actions may
27 not result in a net loss of habitat land acreage available for
28 hunting and shooting opportunities on division owned wildlife
29 management area lands that exists on the effective date of this
30 section.

31 (f) On or before the first day of December, the division
32 shall submit an annual report to the Governor and to the Joint
33 Committee on Government and Finance, including the follow-
34 ing:

35 (1) The acreage administered by the division that has been
36 closed during the previous year to recreational hunting and the
37 reasons for the closures; and

38 (2) The acreage administered by the division that, in order
39 to comply with the provisions of subsection (e) was opened to
40 recreational hunting to compensate for that acreage.

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 30th
day of March, 2006.



Governor

PRESENTED TO THE
GOVERNOR

MAR 29 2006

Time 10:40am