

# **WEST VIRGINIA LEGISLATURE**

**2018 REGULAR SESSION**

**Committee Substitute**

**for**

**Senate Bill 87**

BY SENATORS KARNES AND CLINE

[Originating in the Committee on Government  
Organization; Reported on February 14, 2018]



1 A BILL to amend and reenact §20-2-42x of the Code of West Virginia, 1931, as amended, relating  
2 to allowing a person to purchase a Class XS resident senior hunting, fishing, and trapping  
3 license at the beginning of the year he or she becomes 65, if otherwise eligible.

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

**ARTICLE 2. WILDLIFE RESOURCES.**

**§20-2-42x. Class XS resident senior hunting, fishing, and trapping license.**

1 (a) A Class XS license is a resident senior hunting, fishing, and trapping license and  
2 entitles the licensee to hunt and trap for all legal species of wild animals and wild birds, to fish for  
3 all legal species of fish and to take frogs in all counties of the state, except as prohibited by the  
4 rules of the Director of Natural Resources Commission and when additional licenses, stamps, or  
5 permits are required. No additional fees ~~shall~~ may be required of Class XS licensees for a Class  
6 CS stamp or a Class O stamp.

7 (b) A Class XS licensee ~~shall be~~ is entitled to participate with the same privileges and  
8 subject to the same restrictions as a youth hunter in any special youth deer season established  
9 by the Natural Resources Commission.

10 (c) A Class XS license is required for residents or aliens lawfully residing in the United  
11 States who have been domiciled residents of West Virginia for a period of 30 consecutive days  
12 or more immediately prior to the date of their application for a license and who reach 65 years of  
13 age on or after January 1, 2012. Beginning on January 1 of the year he or she becomes 65 or the  
14 date he or she meets the 30-day residency requirement, whichever occurs later, an applicant for  
15 a Class XS is eligible for the license.

16 (d) A Class XS license may be voluntarily purchased by residents or aliens lawfully  
17 residing in the United States and who have been domiciled residents of West Virginia for a period  
18 of 30 consecutive days or more immediately prior to the date of their application for a license and  
19 who reach 65 years of age on or before December 31, 2011, entitling those persons to the same  
20 privileges and subjecting them to the same restrictions as any Class XS licensee.

21 (e) The fee for the Class XS license is \$25.

22 (f) A Class XS license is valid for the lifetime of the purchaser without payment of additional  
23 fees for the privileges associated with the Class X license, Class CS stamp, and the Class O  
24 stamp. This is a base license and does not require the purchase of a prerequisite license to  
25 participate in the activities specified in this section, except as noted.

26 (g) The Division of Natural Resources shall coordinate with the Department of Motor  
27 Vehicles to adopt and implement a program whereby the senior hunting license provided for in  
28 this section shall be identified by an appropriate decal, sticker, or other marking to be affixed to  
29 the drivers' or chauffeurs' license of ~~such~~ the person.

30 (h) On or before July 1 annually, the Division of Natural Resources shall file an annual  
31 report with the Joint Committee on Government and Finance describing its implementation of the  
32 senior license program as set forth in this section. The report shall include the number of licenses  
33 issued, any increase in state funds as a result of the senior license created by this section, any  
34 federal funds received as a result of the implementation of the senior license created by this  
35 section, and the intended use of those funds.

NOTE: The purpose of this bill is to allow a person to purchase a Class XS resident senior hunting, fishing, and trapping license at the beginning of the year he or she becomes 65, if otherwise eligible.

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