

**REPORT OF THE
VIRGINIA DEPARTMENT OF GAME AND INLAND FISHERIES**

**Recommended Legislative Changes
to Improve the Efficiency and
Effectiveness of the Department of
Game and Inland Fisheries**

**TO THE GOVERNOR AND
THE GENERAL ASSEMBLY OF VIRGINIA**



HOUSE DOCUMENT NO. 62

**COMMONWEALTH OF VIRGINIA
RICHMOND
1994**



COMMONWEALTH of VIRGINIA

Department of Game and Inland Fisheries

January 13, 1994

TO: The Honorable Lawrence Douglas Wilder, Governor of Virginia,
and Members of the General Assembly:

House Joint Resolution 632, adopted by the 1993 General Assembly, directed the Department of Game and Inland Fisheries to study the sections of the Code applicable to the Department and assess changes that are needed to further the purposes of the Department and make the operation of the Department even more efficient. The recommendations contained in this report are intended to accomplish these objectives.

We have the honor of submitting herewith this report.

Sincerely,

A handwritten signature in cursive script that reads "Larry G. Hart".

Larry G. Hart
Acting Director
Department of Game and Inland Fisheries

LGH/jec

PREFACE

House Joint Resolution No. 632 requested the Department of Game and Inland Fisheries to review those sections of the Code of Virginia relating to the Department and recommend amendments to improve the efficiency of their operations. This report, prepared in response to that resolution, provides recommended changes to existing legislation, or additional legislation, needed to "further the purposes of the Department and to make the operation of the Department even more efficient".

This review was conducted by the Board of Game and Inland Fisheries in coordination with the Department's staff and the general public.

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EXECUTIVE SUMMARY

This study, requested through House Joint Resolution No. 632, Acts of the Virginia General Assembly, 1993, asks the Department of Game and Inland Fisheries to review those sections of the Code of Virginia applicable to it, and to make an assessment of changes or additional legislation needed to further the purposes of the Department and the needs and desires of the public it serves.

The study complements an earlier study by the 1992 General Assembly (HJR 191) which looked at the Department's function, organizational efficiency and effectiveness. That study concluded that the Department was operating within the scope of its mandates, and that its inability to meet its total responsibilities was hampered by a lack of sufficient funding. The report offered 46 suggestions intended to "make the operation of the Department even more efficient". The Department concurred with most of the findings and recommendations and many have been implemented or are under review.

The report and recommendations formed the basis for this study wherein the Department was requested "to undertake a review of the statutes which govern its operation and to suggest changes or additional provisions to meet the needs of the Department".

The Department solicited desired statutory changes from its staff and Board members, the Director's Citizen Advisory Committee representing approximately 60 organizations, and the general public. The Department received more than 50 suggestions. Although it received numerous minor requests, the Department restricted its consideration to substantive changes primarily relating to the powers, duties, responsibilities and financing of the Department. After consideration by the public and the Department's staff, the Board approved 10 prioritized requests for statutory change needed to improve the Department's efficiency and effectiveness as follows:

1. Amend and reenact §29.1-521.6 of the Code of Virginia relating to shooting or hunting from vehicles by designated persons.
2. Amend and reenact §29.1-103 relating to the powers of the Board of Game and Inland Fisheries to regulate the time, place, means and methods for taking wildlife.
3. Amend and reenact §29.1-536 relating to the sale of bear parts in Virginia.
4. Amend and reenact §18.2-285 of the Code of Virginia, and add §18.2-285.1 relating to hunting under the influence.

5. Amend and reenact §29.1-110.A. to authorize the Department to receive any funds appropriated by the General Assembly.
6. Amend and reenact §29.1-551 relating to assessment of the value of wildlife taken illegally.
7. Amend and reenact §29.1-103(11) relating to the powers and duties of the Board to regulate competing uses of natural resources.
8. Amend and reenact §29.1-738.4 to provide for a penalty for operation of a watercraft or motorboat while operating privileges have been revoked for reckless or intoxicated operation.
9. Amend and reenact §18.2-287.1 of the Code of Virginia relating to transporting a loaded rifle or shotgun.
10. Amend and reenact §29.1-310, §29.1-311, and to add a new §29.1-310.1 relating to the requirement for trout fishing licenses in certain waters stocked with trout.

INTRODUCTION AND DISCUSSION

This study was initiated through House Joint Resolution No. 632, Acts of the Virginia General Assembly, 1993, and requests the Department of Game and Inland Fisheries to review those sections of the Code of Virginia applicable to it, and to make an assessment of changes or additional legislation needed to further the purposes of the Department and the needs and desires of the public it serves. The Department was directed to solicit public input and to submit its recommendations to the Governor and General Assembly prior to the 1994 legislative session.

The study expands upon an earlier study by the 1992 General Assembly (HJR 191) which examined the Department's function, organizational efficiency and effectiveness. That study concluded that the Department was operating within the scope of its mandates and that its inability to meet its total responsibilities was often hampered by a lack of sufficient funding. The report offered 46 recommendations for the Department's consideration.

The Department concurred with 39 of the findings and recommendations with some modification or exceptions of 7 recommendations. The Department's Board developed a schedule for completing the review and implementation of each item, and approximately 75 percent of the suggestions have been addressed or are under review.

The findings of the 1992 report formed the basis for this study wherein the Department was requested "to undertake a review of the statutes which govern its operation and to suggest changes or additional provisions to meet the needs of the Department". House Joint Resolution No. 632 acknowledged the findings of the previous report and noted that the Department's efficiency and effectiveness might be improved through needed modifications or additions to existing statutes. The study further recognized that such an assessment might identify changes "needed in order to further the purposes of the Department and to make the operation of the Department even more efficient".

The Department viewed this as a unique opportunity for addressing needed changes to improve the effective delivery of service to its constituencies and to the fish and wildlife resources. Although minor changes were not precluded if they were desirable for improving the agency's effectiveness, the Department restricted its consideration largely to those substantive changes relating to the powers, duties and financing of the Department.

In preparation for the study, the Department solicited suggested changes or additions from its staff and Board members, the Director's Citizen Advisory Committee representing approximately 60 organizations, and the general public. The

Department considered more than 50 suggestions, many of which were of a minor "housekeeping" nature. All of the suggestions were reviewed by the Department's Law and Regulation Review Committee which reduced the number to 24 measures for review and consideration by the Board and the public. The proposed measures were also reviewed by the Liaison Committee of the Department's Board who assigned a preliminary priority to each proposal.

The Department held a special public hearing in Virginia Beach on August 28, 1993, to receive public input and to take action on the proposed changes submitted relative to HJR 632. In addition to widely noticing the public hearing, a special invitation was extended to the individuals and organizations comprising the Director's Advisory Committee. This volunteer group represents a broad segment of conservation organizations and interests. Committee members were encouraged to submit suggested changes in writing and were invited to attend and present their ideas personally.

At the public hearing, the Department's Board reconsidered all 24 proposals and solicited additional proposals of the public. No additional proposals were offered. Finally, the Board prioritized and approved the top 10 measures it feels are most needed to improve the efficiency and effectiveness of the agency as follows:

1. Amend and reenact §29.1-521.6 of the Code of Virginia relating to shooting or hunting from vehicles by designated persons.
2. Amend and reenact §29.1-103 relating to the powers of the Board of Game and Inland Fisheries to regulate the time, place, means and methods for taking wildlife.
3. Amend and reenact §29.1-536 relating to the sale of bear parts in Virginia.
4. Amend and reenact §18.2-285 of the Code of Virginia, and add §18.2-285.1 relating to hunting under the influence.
5. Amend and reenact §29.1-110.A. to authorize the Department to receive any funds appropriated by the General Assembly.
6. Amend and reenact §29.1-551 relating to assessment of the value of wildlife taken illegally.
7. Amend and reenact §29.1-103(11) relating to the powers and duties of the Board to regulate competing uses of natural resources.

8. Amend and reenact §29.1-738.4 to provide for a penalty for operation of a watercraft or motorboat while operating privileges have been revoked for reckless or intoxicated operation.
9. Amend and reenact §18.2-287.1 of the Code of Virginia relating to transporting a loaded rifle or shotgun.
10. Amend and reenact §29.1-310, §29.1-311 and §§ B and C, and to add a new §29.1-310.1 relating to the requirement for trout fishing licenses in certain waters stocked with trout.

PRIORITY 1

1994 GENERAL ASSEMBLY

Summary of Legislative Proposals
Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact
§ 29.1-521.6 of the Code of
Virginia relating to shooting
or hunting from vehicles by
designated persons.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To enable the Department to continue to issue
permits to persons, permanently unable to
walk, to shoot or hunt from vehicles.

NEEDS ASSESSMENT:

For more than 20 years, this Department has
issued permits to persons permanently unable
to walk to hunt or shoot from vehicles. This
practice was permitted by regulation. The
Assistant Attorney General has determined
this practice and regulation to be unsupport-
ed by the Code.

(This proposal was submitted for consider-
ation in the 1992 legislative package.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No
Legal Advice from Attorney General?	Yes

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM AND CLIENT SERVICES IMPACT:

The Department has issued such permits for over 20 years. This legislation would continue a program that provides opportunities for disabled persons to recreate, and that is very popular.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSED BILL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-521.6 of the Code of Virginia relating to hunting from vehicles.

Be it enacted by the General Assembly of Virginia that § 29.1-521.6 of the Code of Virginia be amended and reenacted as follows:

§ 29.1-521.A.6. Unlawful to hunt, trap, possess, sell or transport wild birds and wild animals except as permitted. A. The following shall be unlawful:

6. To shoot or attempt to take any wild bird or wild animal from an automobile or other vehicles except when permitted by Board regulation.

PRIORITY 2

1994 GENERAL ASSEMBLY

Summary of Legislative Proposals
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-103 of the Code of Virginia relating to the powers of the Board of Game and Inland Fisheries to regulate the time, place, means, and methods for taking wildlife.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To clearly authorize the Board of Game and Inland Fisheries to regulate the means and methods by which wildlife may be taken, to include the types of firearms or other weapons that may be used.

NEEDS ASSESSMENT:

As a wildlife management tool and as a means of improving turkey hunting safety, the Board advertised a regulation to restrict the use of rifles. The Agency's Assistant Attorney General informed the Board that they did not have clear authority to regulate the use of rifles. This amendment would provide such authority for similar situations in the future.

(This proposal has not been submitted before nor has any similar proposal been submitted within the past two years.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No
Legal Advice from Attorney General?	Yes

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM AND CLIENT SERVICES IMPACT:

None. Any changes to regulations would come at a future date and after public participation in the regulatory process. Regulatory changes will improve wildlife management and/or public safety.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSAL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-103, § 29.1-501, and § 29.1-506 of the Code of Virginia relating to the powers and duties of the Board of Game and Inland Fisheries.

Be it enacted by the General Assembly of Virginia that § 29.1-103, § 29.1-501, and § 29.1-506 of the Code of Virginia be amended and reenacted as follows:

§ 29.1-103. Powers and duties of the Board. - The Board is responsible for carrying out the purposes and provisions of this title and is authorized to:

14. Regulate the time, place, means, and methods for taking fish and wildlife of the Commonwealth, including type of weapon.

§ 29.1-501. Promulgation of regulations; publication of proposed regulations or change therein; validation; evidentiary nature of publication. - A. The Board may promulgate regulations pertaining to the time, place, means, and methods for taking fish and wildlife, including type of weapon, and the hunting, taking, capture, killing, possession, sale, purchase and transportation of any wild bird, wild animal, or inland water fish.

B. The full text or an informative summary of any proposed regulation or change in the regulations shall be published not less than fifteen nor more than thirty days before it may be acted upon. The publication shall name the time and place that the specified matters will be taken up, at which time any interested citizen shall be heard. If the proposed regulation or change in the regulations is of local application, the publication shall appear in a newspaper published in or within reasonable proximity to the affected locality. However, if the proposed regulation or change in the regulations is of statewide application, the publication shall be made in a sufficient number of newspapers having a general circulation throughout the entire Commonwealth.

C. A copy of proposed regulations or a change in the regulations, of either local application or statewide application, shall be published in the Virginia Register of Regulations pursuant to § 9-6.14:22.

D. Prima facie evidence of any regulation may be given in all courts and proceedings by the production of a copy of the regulation, which shall be certified by the Director or his deputy.

§ 29.1-506. Prescribing seasons and bag limits for taking fish and game. - After careful study of each species of wild bird, animal and fish within the jurisdiction of the Board in cities and counties of the Commonwealth, the Board shall have the power to prescribe the time, place, means, and methods for taking fish and wildlife, including type of weapon, and the seasons and bag limits for hunting, fishing, trapping or otherwise taking such wild birds, animals and fish by regulation adopted as provided in this article.

PRIORITY 3

1994 GENERAL ASSEMBLY

Summary of Legislative Proposals
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-536
relating to the sale of bear
parts in Virginia.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To eliminate the selling of bear parts in the
Commonwealth.

NEEDS ASSESSMENT:

Concern over the population of black bear and
bear hunting in Virginia is increasing. With
a limited bear population, the selling of any
part of this resource should be discouraged.

(This proposal was submitted for
consideration in the 1993 legislative
package.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government? (Other states are moving to this policy.)	Yes

PROGRAM AND CLIENT SERVICES IMPACT:

The proposed change would eliminate the sale of bear galls and pelts in Virginia. The change would also help eliminate the opportunity to launder illegally obtained bear parts and pelts during the legal season.

BUDGET IMPACT:

None.

**STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS
AFFECTED BY THE PROPOSAL:**

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSAL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-536 of the Code of Virginia by relating to the sale of bear parts.

Be it enacted by the General Assembly of Virginia that § 29.1-536 be amended and reenacted as follows:

§ 29.1-536. Sale. - When taken in accordance with the provisions of law or regulation, ~~bear~~, muskrat, opossum, rabbits, raccoon and squirrels may be bought and sold during the open hunting season only, but the hides, furs or pelts of fur-bearing animals legally taken and possessed, and the carcass of any fur-bearing animal may be sold at any time in accordance with §§ 29.1-400 through 29.1-407. (Code 1950, § 29-154; 1977, c. 377; 1980, c. 494; 1987, c. 488.)

PRIORITY 4

1994 GENERAL ASSEMBLY

Summary of Legislative Proposals
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact §18.2-285 of the Code of Virginia, and add §18.2-285.1 relating to hunting under the influence.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To increase the penalty for hunting under the influence from a Class 3 to a Class 1 misdemeanor, and add implied consent provisions to the offense.

NEEDS ASSESSMENT:

A Class 1 charge requires appearance before the court rather than just paying the fine. These appearances should help deter violations, especially subsequent violations. Just as with other operating under the influence laws, this law also needs the implied consent provisions to be effective.

(This proposal has not been submitted before nor has any similar proposal been submitted within the past two years.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No
Public safety needs?	Yes

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM and CLIENT SERVICES IMPACT:

No program impact. Client services would be improved by reducing the number of hunters under the influence while afield.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSAL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 18.2-285 of the Code of Virginia, relating to hunting with a firearm while under the influence; increasing the penalty and adding implied consent provisions.

Be it enacted by the General Assembly of Virginia that § 18.2-285 be amended and reenacted as follows:

§ 18.2-285. Hunting with firearms while under influence of intoxicant or narcotic drug. - It shall be unlawful for any person to hunt with firearms in the Commonwealth of Virginia while under the influence of alcohol, or while under the influence of any narcotic drug or any other self-administered intoxicant or drug of whatsoever nature. Any person violating the provisions of this section shall be guilty of a Class 3 1 misdemeanor. Game wardens, sheriffs and all other law-enforcement officers shall enforce the provisions of this section.

§ 18.2-285.1 Consent to blood and/or breath test.

A. Any person who is hunting shall be deemed thereby, as a condition of participating in such activity, to have consented to have samples of his blood or breath or both blood and breath taken for a chemical test to determine the alcoholic or drug or both alcoholic and drug content of his blood, for hunting under the influence. Any person so arrested shall elect to have either the blood test or breath sample taken, but not both. If either the blood test or the breath test is not available, then the available test shall be taken. However, it shall not be a matter of defense if the blood test or the breath test is not available.

In addition, if the accused elects a breath test, he shall be entitled, upon request, to observe the process of analysis and to see the blood-alcohol reading on the equipment used to perform the breath test. If such equipment automatically produces a written printout of the breath test result, this written printout, or a copy thereof, shall be given to the accused in each case.

B. If a person, after being arrested for a violation of § 18.2-285 or of a similar ordinance of any county, city or town and after having been advised by the arresting officer that a person who hunts with a firearm, muzzleloader, or bow shall be deemed thereby, as a condition of such activity, to have consented to have a sample of his blood or breath taken for a chemical test to determine the alcohol or drug content of his blood, and that the unreasonable refusal to do so constitutes grounds for a court to order him not to hunt, then refuses to permit the taking of a sample of his blood or breath for such tests, the arresting officer shall take

the person arrested before a committing magistrate. If he again so refuses after having been further advised by such magistrate of the law requiring a blood or breath test to be taken and the penalty for refusal, and so declares again his refusal in writing upon a form provided by the Division of Consolidated Laboratory Services (hereinafter referred to as the Division), or refuses or fails to so declare in writing and such fact is certified as prescribed in sub-section P of 18.2-268, then no blood or breath sample shall be taken even though he may thereafter request same.

- C. When any person is arrested for hunting under the influence in violation of § 18.2-285, the procedures and requirements of §§ D and F through S and U through Z of § 18.2-268 shall apply mutatis mutandis, to this section.
- D. If the court or jury finds the defendant guilty of unreasonably refusing to permit a blood or breath sample to be taken, the court shall order such person not to hunt or purchase any hunting licenses for a period of twelve months for a first offense and for twenty-four months for a second or subsequent offense of refusal within five years of the first or other such refusal. However, if the defendant pleads guilty to a violation of § 18.2-285 B, the court may dismiss the refusal warrant.

§ 18.2-285.2. Presumptions of alcoholic content. - In any prosecution for hunting under the influence in violation of § 18.2-285 or of a similar ordinance of any county, city, or town, the amount of alcohol in the blood of the accused at the time of the alleged offense as indicated by a chemical analysis of a sample of the accused blood or breath to determine the alcoholic content of his blood in accordance with the provisions of § 18.2-285 shall give rise to the following rebuttable presumptions:

1. If there was at that time 0.05 percent or less by weight by volume of alcohol in the accused blood, it shall be presumed that the accused was not under the influence of alcoholic intoxicants.
2. If there was at that time in excess of 0.05 percent but less than 0.10 percent by weight by volume of alcohol in the accused blood, such facts shall not give rise to any presumption that the accused was or was not under the influence of alcoholic intoxicants, but such facts may be considered with other competent evidence in determining the guilt or innocence of the accused.
3. If there was at that time 0.10 percent or more by weight by volume of alcohol in the accused blood, it shall be presumed that the accused was under the influence of alcoholic intoxicants.

Summary of Legislative Proposals
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-110.A.
of the Code of Virginia to authorize
the Department to receive any funds
appropriated by the General Assembly.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To remove wording from the Code that
precludes the Department from receiving funds
other than the special funds generated
through the Department.

NEEDS ASSESSMENT:

The language in § 29.1-110.A. precludes the
Department from obtaining funding from the
state's general fund. However, since 1992
the Department has received general funds
through the overriding provisions of the
Appropriation Act. With the expansion of
Agency responsibilities into general fund
activities such as hydrilla management, fish
passage, etc. the need for general funds will
continue. Removing the restrictive wording
will permit the Department to ask for these
funds through the normal administrative bud-
geting process.

(This proposal has not been submitted before
nor has any similar proposal been submitted
within the past two years.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	Yes
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No

The hydrilla management program was transferred from the State Water Control Board to the Department of Game and Inland Fisheries, and the Virginia Fish Passage Grant and Revolving Loan Fund was transferred from the Council on the Environment.

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM and CLIENT SERVICES IMPACT:

Request for funding from the general fund can be made through the normal administrative budgeting process.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSAL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-110.A. of the Code of Virginia relating to disbursements, accounts for the Department of Game and Inland Fisheries.

Be it enacted by the General Assembly of Virginia that § 29.1-110.A. be amended and reenacted as follows:

§ 29.1-110. Disbursements, accounts for Department; Board. -
A. The disbursements of the Department and the Board shall be limited to the amounts and fund sources appropriated by the General Assembly from the game protection fund and to expenditures from the Lifetime Hunting and Fishing Endowment Fund, or to other funds appropriated to the Department in the Appropriation Act. In no event shall the Commonwealth pay obligations that may be incurred by the Department of Board or be liable in any manner for such obligations except to the extent of that monies are available in the game protection fund and the Lifetime Hunting and Fishing Endowment Fund or to the extent that funds have been appropriated to the Department in the Appropriation Act from other fund sources.

Summary of Legislative Proposals
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-551 of
the Code of Virginia relating to
assessment of value of game
taken illegally.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To have violators pay an assessed fee for all
wildlife taken illegally.

NEEDS ASSESSMENT:

With very few exceptions, animals taken from
the wild can not be returned. However, the
Code currently authorizes wildlife replace-
ment fees be paid for on three violations;
when deer and turkeys that are illegally
taken, and other wildlife is taken during the
closed season or in excess of bag limits.
This change would add the replacement fees
for wildlife taken by those hunting or fish-
ing without a license, taken while hunting
from public roads, taken with illegal devices
such as spotlights, taken over bait, etc.
The replacement fee would also be assessed on
those who illegally traffic in wildlife by
adding the words "bought or sold" along with
"taken".

(This proposal has not been submitted before
nor has any similar proposal been submitted
within the past two years.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No
Public safety needs?	Yes

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM and CLIENT SERVICES IMPACT:

No significant impacts. Replacement fees received by the Department will improve capabilities for managing wildlife throughout the state, thereby preserving wildlife populations for the legal use and enjoyment by the people. Also allowing the courts to expand the use of replacement fees may serve as an additional deterrent to wildlife violations.

BUDGET IMPACT:

Revenues will be increased by minor amounts, but we are unable to estimate an amount at this time.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSAL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-551 of the Code of Virginia relating to an assessment of value of game or fish unlawfully taken.

Be it enacted by the General Assembly of Virginia that § 29.1-551 of the Code of Virginia be amended and reenacted as follows:

§ 29.1-551. Assessment of value of game or fish unlawfully taken. -- The judge or court upon convicting any person of a violation of ~~§§ 29.1-548, 29.1-550 or § 29.1-552~~ any wildlife law or regulation shall in addition to imposition of the punishment prescribed in those sections, ascertain the approximate replacement value of animals, birds or fish taken, bought, or sold in violation of those sections and shall assess the value against the person convicted. The assessment shall be paid by the person so convicted within the time prescribed in the judgment of the judge or court, not exceeding sixty days, and the collecting officer shall forward such payments to the Board for payment into the state treasury. The Comptroller shall credit such payments to the game protection fund.

PRIORITY 7

1994 GENERAL ASSEMBLY

Summary of Legislative Proposals
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-103
Section 11 relating to the
responsibilities of the Board.

No

No

PROGRAM NAME:

CODE

Wildlife and Freshwater Fisheries
Management (5110000)

SUBPROGRAM NAME:

CODE

Wildlife and Freshwater Fisheries
Regulation and Law Enforcement (5110300)

OBJECTIVE:

To provide the Board with clear authority to
regulate competing uses of natural resources
and/or space.

NEEDS ASSESSMENT:

Conflicts between different groups of outdoor
enthusiasts are increasing as the groups are
competing for the same resource. For
example, eagle nesting vs. boaters,
duckhunters vs. anglers, water skiers vs.
anglers, etc. These competing uses should be
appropriately managed by the Board.

(This proposal has never been submitted and
no similar proposal has been submitted within
the past two years.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No
Public safety need?	Yes

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM and CLIENT SERVICES IMPACT:

Will help reduce conflict among various user groups of our natural resources and improve opportunities for protecting natural resources.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

A statement of assurance has been received from VMRC which also enforces boating laws.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSED BILL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend § 29.1-103 and § 29.1-501 relating to regulating competing recreational uses of wildlife resources, and boating to reduce shoreline erosion.

Be it enacted by the General Assembly of Virginia that § 29.1-103 and § 29.1-501 be amended and reenacted as follows:

§ 29.1-103. Powers and duties of the Board. - The Board is responsible for carrying out the purposes and provisions of this title and is authorized to:

1. Appoint the Director of the Department.
2. Acquire by purchase, lease, exchange, gift or otherwise, lands and waters in the Commonwealth and to establish buildings, structures, dams, lakes and ponds on such lands and waters.
3. Conduct operations for the preservation and propagation of game birds, game animals, fish and other wildlife in order to increase, replenish and restock the lands and inland waters of the Commonwealth.
4. Purchase, lease, or otherwise acquire lands and waters for game and fish refuges, preserves or public shooting and fishing, and establish such lands and waters under appropriate regulations.
5. Acquire by purchase, lease, or otherwise, lands and structures for use as public landings, wharves, or docks; to improve such lands and structures; and to control the use of all such public landings, wharves, or docks by regulation.
6. Acquire and introduce any new species of game birds, game animals or fish on the lands and within the waters of the Commonwealth.
7. Restock, replenish and increase any depleted native species of game birds, game animals, or fish.
8. Have educational matter pertaining to wildlife published and distributed.
9. Hold exhibits throughout the Commonwealth for the purpose of educating school children, agriculturists and other persons in the preservation and propagation of wildlife in the Commonwealth.
10. Control land owned by and under control of the Commonwealth in Back Bay, its tributaries and the North Landing River from the North Carolina line to North Landing Bridge. The Board shall regulate or prohibit by regulation any drilling, dredging or other operation designed to recover or obtain shells, minerals, or other substances in order to prevent practices and operations which would harm the area for fish and wildlife.
11. Exercise powers it may deem advisable for conserving, protecting, replenishing, propagating and increasing the supply of game birds, game animals, fish and other wildlife of the

Commonwealth. The Board also has the authority to promulgate regulations pertaining to recreational hunting, fishing not otherwise defined in Title 28.2, and boating for the protection of fish and wildlife habitat not otherwise regulated under the provisions of Title 28.2, to regulate all boating in designated areas to reduce shoreline erosion, and to allocate use by time or space among competing recreational hunters, anglers, boaters, or other recreational users.

12. Adopt resolutions or regulations conferring upon the Director all such power, authorities and duties as the Board possesses and deems necessary or proper to carry out the purposes of this title.

13. Administer and manage the Virginia Fish Passage Grant and Revolving Loan Fund pursuant to Article 1.1 (§ 29.1-101.2 et seq.) of Chapter 1 of this title.

§ 29.1-501. Promulgation of regulations; publication of proposed regulations or change therein; validation; evidentiary nature of publication. - A. The Board may promulgate regulations pertaining to the hunting, taking, capture, killing, possession, sale, purchase and transportation of any wild bird, wild animal, or inland water fish. The Board also has the authority to promulgate regulations pertaining to recreational hunting, fishing not otherwise defined in Title 28.2, and boating for the protection of fish and wildlife habitat not otherwise regulated under the provisions of Title 28.2, to regulate all boating in designated areas to reduce shoreline erosion, and to allocate use by time or space among competing recreational hunters, anglers, boaters, or other recreational users.

B. The full text or an informative summary of any proposed regulation or change in the regulations shall be published not less than fifteen nor more than thirty days before it may be acted upon. The publication shall name the time and place that the specified matters will be taken up, at which time any interested citizen shall be heard. If the proposed regulation or change in the regulations is of local application, the publication shall appear in a newspaper published in or within reasonable proximity to the affected locality. However, if the proposed regulation or change in the regulations is of statewide application, the publication shall be made in a sufficient number of newspapers having a general circulation throughout the entire Commonwealth.

C. A copy of proposed regulations or a change in the regulations, of either local application or statewide application, shall be published in the Virginia Register of Regulations pursuant to § 9-6.14:22.

D. Prima facie evidence of any regulation may be given in all courts and proceedings by the production of a copy of the regulation, which shall be certified by the Director or his deputy.

Summary of Legislative Proposals
 Virginia Department of Game and Inland Fisheries
 Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-738.4 of the Code of Virginia to provide for a penalty for operation of a watercraft or motorboat while operating privileges have been revoked for reckless or intoxicated operation.

No

No

PROGRAM NAME:
CODE

Boating Safety and Regulation
 (6250000)

SUBPROGRAM NAME:
CODE

Boating Safety Regulation and Law Enforcement
 (6250300)

OBJECTIVE:

To add a penalty of a Class 1 misdemeanor to the Code for operation of a watercraft or motorboat while operating privileges are revoked.

NEEDS ASSESSMENT:

Courts now order the revocation of operating privileges for those convicted of reckless or intoxicated operation of watercraft or motorboats. Those in violation are actually violating a court order. This requires the officer observing the violation to have the court issue a show-cause order and subpoena for the violator. The officer then has to serve the subpoena. By adding the misdemeanor penalty, the officer can simply issue a summons for the violation then handle the case through normal administrative procedures.

(This proposal has never been submitted before and no similar proposals have been submitted within the past two years.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM and CLIENT SERVICES IMPACT:

Will improve the ability of law enforcement officers to enforce court orders revoking boat operating privileges.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSAL
Virginia Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-738.4 of the Code of Virginia relating to penalties for reckless or intoxicated operation of watercraft or motorboats.

Be it enacted by the General Assembly of Virginia that § 29.1-738.4 be amended and reenacted as follows:

§ 29.1-738.4. Additional penalty for reckless or intoxicated operation of a watercraft or motorboat. -- A. In addition to any other penalties authorized by law, upon conviction of any person for violation of any provision of § 29.1-738, the court shall order such person not to operate a watercraft or motorboat which is underway upon the waters of the Commonwealth for a period of twelve months from the date of a first conviction or for a period of three years from the date of a second or subsequent conviction within ten years of a first conviction. The period specified in any such order prohibiting operation of a watercraft or motorboat which is underway imposed pursuant to this section shall run consecutively with any such order imposed for refusal to permit a blood or breath sample to be taken.

The period specified in any such order prohibiting operation of a watercraft or motorboat which is underway imposed pursuant to this section may be suspended by the court only as authorized in § 29.1-738.5.

B. It is unlawful for any person to operate a watercraft or motorboat which is underway upon the waters of the Commonwealth if a court has prohibited operation under subsection A of this section. Such unlawful operation shall be punishable as a Class 1 misdemeanor.

PRIORITY 9

1994 GENERAL ASSEMBLY

**Summary of Legislative Proposals
Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review**

**SUMMARY
OF
CHANGES:**

**FUNDING
REQUIRED?**

**FTE
EMPLOYMENT
REQUIRED?**

To amend and reenact § 18.2-287.1
of the Code of Virginia relating
to transporting a loaded rifle or
shotgun.

No

No

**PROGRAM NAME:
CODE**

Wildlife and Freshwater Fisheries Management
(5110000)

**SUBPROGRAM NAME:
CODE**

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To establish a uniform statewide code
pertaining to transporting a loaded rifle or
shotgun on any public street, road, or
highway.

NEEDS ASSESSMENT:

Currently, all counties and cities are
empowered to enact their own ordinances.
There are conflicting ordinances throughout
the state resulting in confusion among many
hunters. A statewide, uniform code would
eliminate this confusion.

(This proposal was submitted for consider-
ation in the 1992 legislative package.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No
Public safety need?	Yes

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	No
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM AND CLIENT SERVICES IMPACT:

This amendment will benefit Virginia hunters and law enforcement officers by providing a uniform, understandable statewide code.

BUDGET IMPACT:

None.

**STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS
AFFECTED BY THE PROPOSAL:**

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSED BILL
Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 18.2-287.1 of the Code of Virginia relating to the transporting of a loaded rifle or shotgun.

Be it enacted by the General Assembly of Virginia that § 18.2-287.1 of the Code of Virginia be amended and reenacted as follows:

§ 18.2-287.1. Transporting a loaded rifle or shotgun. - ~~The governing body of any county or city is hereby empowered to adopt ordinances making~~ It shall be unlawful for any person to transport, possess or carry a loaded shotgun or loaded rifle in any vehicle on any public street, road, or highway within such locality the Commonwealth of Virginia. Any violation of such ordinance shall be punishable by a fine of not more than \$100. Game wardens, sheriffs and all other law enforcement officers shall enforce the provisions of this section. ~~No ordinance adopted pursuant to this section shall be enforceable unless the governing body adopting such ordinance so notifies the Director of the Department of Game and Inland Fisheries by registered mail prior to May 1 of the year in which such ordinance is to take effect.~~

A violation of the provisions of this section shall constitute a Class 3 misdemeanor.

The provisions of this section shall not apply to duly authorized law enforcement officers or military personnel in the performance of their lawful duties, nor to any person who reasonably believes that a loaded rifle or shotgun is necessary for his personal safety in the course of his employment or business. (1976, c. 506; 1977, c. 377; 1989, c. 50.)

Summary of Legislative Proposals
Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

SUMMARY
OF
CHANGES:

FUNDING
REQUIRED?

FTE
EMPLOYMENT
REQUIRED?

To amend and reenact § 29.1-310,
§ 29.1-311 of the Code of Virginia
and to add a § 29.1-310.1 relating
to trout fishing licenses.

No

No

PROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Management
(5110000)

SUBPROGRAM NAME:
CODE

Wildlife and Freshwater Fisheries Regulation
and Law Enforcement (5110300)

OBJECTIVE:

To clearly indicate that a trout license is
required in addition to a license to fish in
designated waters of the Commonwealth stocked
with trout.

NEEDS ASSESSMENT:

Several courts have ruled that the law does
not specifically state that a special license
is required to fish in designated waters
stocked with trout; thus, a number of cases
concerning fishing in designated trout waters
without a proper license are being over-
turned. The proposed wording would clearly
state that a special license to fish in
designated trout waters is required in
addition to the regular license to fish.
Minor changes, as outlined above, on § 29.1-
311 would be necessary for proper reference
to § 29.1-310 and 310.1.

(This proposal was submitted for
consideration in the 1993 legislative
package.)

INTERNAL IMPACT: Is the proposal needed as a result of:

Agency reorganization?	No
State agency program changes?	No
Executive agreement?	No
State study?	No
Other internal state/government changes?	No
Efficiency/paperwork reduction?	No

EXTERNAL IMPACT: Is the proposal needed as a result of:

Federal law, regulation, or other requirement?	No
Condition of continued funding?	No
Court decision?	Yes
Non-state study?	No
Any other requirement external of state government?	No

PROGRAM AND CLIENT SERVICES IMPACT:

This bill will clarify the Code as to license requirements when fishing for trout.

BUDGET IMPACT:

None.

STATEMENT OF ASSURANCE FROM OTHER AGENCIES OR ORGANIZATIONS AFFECTED BY THE PROPOSAL:

None affected.

LETTER OF ASSURANCE FROM THE OFFICE OF THE ATTORNEY GENERAL:

Received.

1994 LEGISLATIVE PROPOSED BILL
Department of Game and Inland Fisheries
Through House Joint Resolution 632 Review

A bill to amend and reenact § 29.1-310 and § 29.1-311 and §§ B and C and to add a § 29.1-310.1 relating to trout fishing.

~~§ 29.1-310. Fees to fish. - A. The license fees to fish, which licenses shall not permit fishing for trout in waters stocked by the Department, shall be as follows:~~

- ~~1. County of city resident license to fish, in all inland waters of the county or city of residence only, five dollars.~~
- ~~2. State resident license to fish in all inland waters of the Commonwealth, twelve dollars.~~
- ~~3. State nonresident license to fish in all inland waters of the Commonwealth, thirty dollars.~~

~~B. The additional license fees for a trout license required to fish in designated waters stocked with trout by the Department shall be as follows:~~

- ~~1. State resident license, six dollars and fifty cents.~~
- ~~2. State nonresident license, thirty dollars.~~

To add a section as follows:

§ 29.1-310.1 Special license to fish in designated waters stocked with trout. - In addition to the licenses required to fish as described in 29.1-310, a special license is required to fish in designated waters stocked with trout by the Department. The fees for this special license shall be as follows:

1. State resident trout license, six dollars and fifty cents.
2. State nonresident trout license, thirty dollars.

§ 29.1-311. Trip fishing license for residents and nonresidents; trout stocked waters. - A. Residents and nonresidents of the Commonwealth may obtain trip fishing licenses to fish in the freshwater creeks, bays, inlets and streams of the Commonwealth, or in any of the impounded waters of the Commonwealth during the open season for game fish. These licenses shall be in lieu of the regular season state or county fishing license required under ~~subsection A of~~ § 29.1-310. The fee for the trip fishing license shall be five dollars for residents, six dollars for nonresidents, and the license shall be effective for five successive days as specified on the face of the license.

B. Possession of a trip fishing license by a nonresident shall not entitle him to fish in designated waters stocked with trout by the Department or other public body unless he also possesses the trout license required under ~~subsection B of~~ § 29.1-310.1.

1993 SESSION

LD9279256

HOUSE JOINT RESOLUTION NO. 632

Offered January 26, 1993

Requesting the Department of Game and Inland Fisheries to review those sections of the Code of Virginia relating to the Department and recommend amendments to improve the efficiency of their operations.

Patrons—Guest, Council and Wagner

Referred to the Committee on Conservation and Natural Resources

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WHEREAS, the 1992 Session of the General Assembly passed House Joint Resolution 191 establishing a joint subcommittee to study the effectiveness of the management structure of the Department of Game and Inland Fisheries (DGIF); and

WHEREAS, the joint subcommittee appointed to undertake that study has completed its work and has submitted its report detailing its findings and recommendations; and

WHEREAS, the joint subcommittee found that DGIF was following its mandate and made 46 suggestions for improvement; and

WHEREAS, the report and recommendations of the joint subcommittee form a basis from which the DGIF can undertake a review of the statutes which govern its operation and to suggest changes or additional provisions to meet the needs of the Department; now, therefore, be it

RESOLVED by the House of Delegates, the Senate concurring, That the Department of Game and Inland Fisheries be requested to study the sections of the Code applicable to the Department and make an assessment of changes or additional legislation that is needed in order to further the purposes of the Department and to make the operation of the Department even more efficient. The Department shall hold hearings and shall take suggestions regarding changes or additions to existing law and on the needs and desires of the public served by the Department.

All agencies of the Commonwealth shall, upon request, assist with the conduct of the study.

The Department of Game and Inland Fisheries shall complete its study in time to submit its work to the Governor and the General Assembly prior to the 1994 legislative session as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents.

Official Use By Clerks	
Agreed to By	
The House of Delegates	Agreed to By The Senate
without amendment <input type="checkbox"/>	without amendment <input type="checkbox"/>
with amendment <input type="checkbox"/>	with amendment <input type="checkbox"/>
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Clerk of the House of Delegates	Clerk of the Senate