

# VIRGINIA ACTS OF ASSEMBLY -- 1997 SESSION

## CHAPTER 57

*An Act to amend and reenact §§ 29.1-413, 29.1-415, 29.1-416, 29.1-417, and 29.1-419 of the Code of Virginia, relating to duration and expiration of certain wildlife permits.*

[S 942]

Approved March 2, 1997

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 29.1-413, 29.1-415, 29.1-416, 29.1-417, and 29.1-419 of the Code of Virginia are amended and reenacted as follows:**

§ 29.1-413. Issuance discretionary, duration.

The issuance of all of the permits provided by this article shall be within the discretion of the Board, under regulations it may prescribe, and contingent on reports as it may require. *The Board is authorized to establish a starting and ending date for each type of permit issued under this article shall be effective for the fiscal year, July 1 to June 30, inclusive and the number of years for which each type of permit may be issued.*

§ 29.1-415. Taxidermy; sale of specimens.

The fee for a permit to stuff or mount birds, animals, fish or parts thereof, for compensation or for sale shall be forty dollars *per year*. The Board may promulgate regulations pertaining to the sale of unclaimed or mounted specimens or parts thereof.

§ 29.1-416. Netting fish.

A. The fee for a permit to net fish in inland waters, for private table use, or for sale where permitted, shall be as follows:

1. County dip net, three dollars and fifty cents each *per year*;
2. Gill net ~~or fyke net~~, eight dollars each *per year*;
3. Haul seine, seventeen dollars and fifty cents each *per year*; and
4. Haul seine to catch species designated by the Board for sale, forty-five dollars each *per year*.

B. The Board may permit a licensee to use dip nets; *or gill nets or fyke nets* to take for sale fish of any designated species in the waters of Back Bay and its tributaries. However, any nonresident desiring to take or catch fish in Back Bay and its tributaries for which a permit is required and where such fishing is not prohibited, shall first pay \$350 *per year* to the Department for a nonresident harvester's permit. Such a permit shall be required for each boat used to take or catch fish in Back Bay and its tributaries, and shall be in addition to any other permit required for the activity involved.

§ 29.1-417. Capturing, holding, propagating, and disposing of wildlife for authorized purposes.

The fee for a permit to capture, hold, propagate, and dispose of wildlife for purposes authorized by the Board, shall be an amount sufficient to defray the costs of processing the permit and administering the permitted activity. However, in no instance shall the fees established by the Board exceed the following:

1. ~~For deer farming, \$350;~~
2. ~~For wolf-hybrid kennels, \$100;~~
3. For endangered species, scientific collection and wildlife holder, \$20 *per year*; and
4. 2. For all other such permits, \$50 *per year*.

The permit shall also authorize the permittee to artificially raise trout or catfish for sale from a privately owned facility where the permittee allows public fishing from its facilities. If this fee has been paid, no license shall be required to fish from such a facility.

§ 29.1-419. Taking, holding, etc., of falcons, hawks and owls; use to hunt wild game.

Notwithstanding any other provision of law, the director may:

1. Permit the taking, trapping, holding, transportation, carriage and shipment of live falcons, hawks and owls. The *initial fee or the fee for nonconsecutive years* for this ~~annual~~ permit shall be fifty dollars, and the permit shall entitle the holder to possess not more than three of any such birds at any one time. The fee for ~~renewing an existing permit, if such permit is in effect or has expired within six months prior to the date of application for renewal,~~ *subsequent consecutive years* shall be twenty dollars *per year*.

2. Authorize the use of falcons, hawks and owls to hunt and take all species of wild birds and wild animals. However, the hunting of migratory game birds shall be in accordance with § 29.1-515, and appropriate hunting licenses shall be required as provided in Chapter 3 (§ 29.1-300 et seq.) of this title.