

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 709 Session of 2023

INTRODUCED BY BOSCOLA, TARTAGLIONE, DUSH, COSTA AND SCHWANK, MAY 17, 2023

SENATOR ROTHMAN, GAME AND FISHERIES, AS AMENDED, JUNE 6, 2023

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, in enforcement, further providing for jurisdiction <--
3 and penalties; and, in game or wildlife protection, further
4 providing for the offense of unlawful taking and possession
5 of protected birds and for endangered or threatened species.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Sections 925(b), 2164(d) and 2167(d) of Title 34 <--
9 of the Pennsylvania Consolidated Statutes are amended by adding
10 paragraphs to read:

11 ~~§ 925. Jurisdiction and penalties.~~ <--

12 \* \* \*

13 ~~(b) Fines and penalties for violations. In addition to any
14 other requirements of this title, the following fines and
15 penalties shall be imposed for violations of this title:~~

16 \* \* \*

17 ~~(4.1) Summary offense, not less than \$2,000 when the
18 offense involves a violation of section 2164 (relating to
19 unlawful taking and possession of protected birds) that~~

1 ~~results in the killing of a bald eagle or golden eagle.~~

2 \* \* \*

3 § 2164. Unlawful taking and possession of protected birds.

4 \* \* \*

5 (d) Penalties.--

6 \* \* \*

7 (3) A NOTWITHSTANDING PARAGRAPHS (1) AND (2), A <--

8 violation of this section relating to birds listed under 16

9 U.S.C. § 668 (relating to bald and golden eagles) THAT <--

10 RESULTS IN THE KILLING OF A BALD EAGLE OR GOLDEN EAGLE is, in

11 addition to any other penalties, a misdemeanor of the second <--

12 degree. SUMMARY OFFENSE PUNISHABLE BY A FINE OF \$2,000. <--

13 \* \* \*

14 § 2167. Endangered or threatened species.

15 \* \* \*

16 (d) Penalties.--A violation of this section shall be graded

17 as follows:

18 \* \* \*

19 (4) In addition to any other penalty, a violation of

20 subsection (b) that results in the killing of a protected

21 bird listed under 16 U.S.C. § 668 (relating to bald and

22 golden eagles) shall be graded one degree higher than the

23 penalty provided under paragraph (1), (2) or (3).

24 Section 2. This act shall take effect in 60 days.