

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 718 Session of
1993

INTRODUCED BY GODSHALL, DeWEESE, ARGALL, SURRA, HENNESSEY,
NAILOR, BAKER, CESSAR, BUSH, COY, ARMSTRONG, FAIRCHILD,
GEIST, CORRIGAN, DEMPSEY, KAISER, OLASZ, PESCI, LEVDANSKY,
McCALL, CORNELL, STAIRS, TRELLO, BELFANTI, LESCOVITZ,
PRESTON, E. Z. TAYLOR, CLARK, KING, PETTIT, RITTER, CLYMER,
LEE, ROONEY, ADOLPH, SEMMEL, HESS, GERLACH AND PETRARCA,
MARCH 22, 1993

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 7, 1993

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, PROVIDING FOR COMPLIMENTARY NONRESIDENT LICENSES; <—
3 AND further providing for RESTRICTIONS ON RECREATIONAL <—
4 SPOTLIGHTING, FOR PERMIT FEES AND FOR disabled person
5 permits.

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

8 SECTION 1. SECTION 2311 OF TITLE 34 OF THE PENNSYLVANIA <—
9 CONSOLIDATED STATUTES IS AMENDED TO READ:

10 § 2311. RESTRICTIONS ON RECREATIONAL SPOTLIGHTING.

11 (A) UNLAWFUL ACTS.--IT IS UNLAWFUL FOR ANY PERSON TO CAST OR
12 TO ASSIST ANY OTHER PERSON IN CASTING THE RAYS OF A SPOTLIGHT,
13 VEHICLE HEADLIGHT OR ANY OTHER ARTIFICIAL LIGHT OF ANY KIND FROM
14 ANY VEHICLE, WATERCRAFT, AIRBORNE CRAFT OR ANY ATTACHMENT TO
15 SUCH VEHICLES OR CRAFTS:

16 (1) UPON ANY BUILDING AT ANY TIME.

(2) IN ANY MANNER WHICH FRIGHTENS, EXCITES OR HARASSES
ANY LIVESTOCK, POULTRY OR OTHER FARM ANIMAL.

(3) TO SEARCH FOR OR LOCATE FOR ANY PURPOSE ANY GAME OR
WILDLIFE ANYWHERE WITHIN THIS COMMONWEALTH, OTHER THAN
SPECIFIED IN PARAGRAPH (4), DAILY BETWEEN THE HOURS OF ~~11~~ ~~10~~ P.M. AND SUNRISE ON THE FOLLOWING DAY.

(4) TO SEARCH FOR OR LOCATE FOR ANY PURPOSE ANY GAME OR
WILDLIFE ANYWHERE WITHIN THIS COMMONWEALTH AT ANY TIME

~~{DURING THE ANTLERED DEER RIFLE SEASON AND DURING THE~~
~~ANTLERLESS DEER RIFLE SEASON.} ~~IN ANY SEASON WHEN DEER MAY BE~~~~
~~TAKEN AND WITHIN SPECIAL REGULATION AREAS DURING THE OPEN~~
~~SEASON FOR TAKING DEER.~~

(5) UPON PHOTOELECTRIC CELL LIGHTS.

THE PROVISIONS OF THIS SUBSECTION SHALL NOT APPLY IF IT IS
PROVEN THAT THE HEADLIGHTS OF A VEHICLE OR CONVEYANCE WERE BEING
USED WHILE TRAVELING ON A ROADWAY IN THE USUAL WAY.

(B) PENALTY.--

[(1)] A VIOLATION OF [SUBSECTION (A)(1), (2) OR (3)]
THIS SECTION IS A SUMMARY OFFENSE OF THE FIFTH DEGREE.

[(2) A VIOLATION OF SUBSECTION (A)(4) IS A SUMMARY
OFFENSE OF THE THIRD DEGREE.]

SECTION 2. TITLE 34 IS AMENDED BY ADDING A SECTION TO READ:

§ 2706.1. COMPLIMENTARY NONRESIDENT LICENSES.

(A) AUTHORITY TO ISSUE.--SUBJECT TO THE LIMITATIONS OF
SUBSECTION (B), THE COMMISSION IS AUTHORIZED TO ISSUE
COMPLIMENTARY NONRESIDENT HUNTING LICENSES TO ANY OF THE
FOLLOWING:

(1) THE CHIEF EXECUTIVE OF THE UNITED STATES.

(2) THE GOVERNOR OF ANY STATE.

(3) AUTHORIZED REPRESENTATIVES OF THE CONSERVATION

1 AGENCIES OF OTHER STATES.

2 (4) FEDERAL OFFICIALS ENGAGED IN CONSERVATION WORK.

3 (5) AUTHORIZED OFFICIALS OF NATIONAL CONSERVATION
4 ORGANIZATIONS.

5 (6) CONSERVATION OFFICIALS OF ANY FOREIGN COUNTRY OR
6 MAJOR SUBDIVISIONS OF THAT FOREIGN COUNTRY.

7 (7) REPRESENTATIVES OF THE PRESS, TELEVISION, MOVIE OR
8 OTHER MEDIA WHOSE ACTIVITIES, IN THE SOLE DETERMINATION OF <—
9 THE DIRECTOR, ENHANCE TOURISM POTENTIAL FOR THE COMMONWEALTH.

10 (B) LIMITATION.--COMPLIMENTARY LICENSES ISSUED UNDER
11 SUBSECTION (A) SHALL BE LIMITED TO 200 100 ANNUALLY. AND SHALL <—
12 BE ALLOCATED AS FOLLOWS:

13 ~~(1) ONE HUNDRED NONRESIDENT LICENSES UNDER SECTION~~
14 ~~2705(8) (RELATING TO CLASSES OF LICENSES).~~

15 ~~(2) ONE HUNDRED NONRESIDENT LICENSES UNDER SECTION~~
16 ~~2705(12).~~

17 (C) FEES.--ALL COMPLIMENTARY LICENSES SHALL BE ISSUED
18 WITHOUT FEE AND SHALL BE DESIGNATED IN A UNIQUE MANNER BY THE
19 COMMISSION.

20 (D) REPORT.--THE COMMISSION SHALL MAKE AN ANNUAL REPORT <—
21 LISTING EACH PERSON WHO RECEIVED A LICENSE UNDER SUBSECTION (A)
22 TO ALL OF THE FOLLOWING:

23 (1) THE APPROPRIATIONS COMMITTEE OF THE SENATE.

24 (2) THE APPROPRIATIONS COMMITTEE OF THE HOUSE OF
25 REPRESENTATIVES.

26 (3) THE GAME AND FISHERIES COMMITTEE OF THE SENATE.

27 (4) THE GAME AND FISHERIES COMMITTEE OF THE HOUSE OF
28 REPRESENTATIVES.

29 Section 4 3. Section SECTIONS 2904(5) AND 2923(c) of Title <—

30 34 is ARE amended to read: <—

1 § 2904. PERMIT FEES.

2 THE ANNUAL FEE FOR PERMITS PROVIDED FOR IN THIS CHAPTER SHALL
3 BE AS FOLLOWS:

4 * * *

5 (5) DOG TRIALS (THREE CONSECUTIVE DAYS):

6 (I) FIELD TRIALS - [\$10 PER DAY] \$25.

7 (II) RACCOON TRIALS - [\$15 PER DAY] \$25.

8 (III) RETRIEVER TRIALS - \$25.

9 * * *

10 § 2923. Disabled person permits.

11 * * *

12 (c) Bow and arrow or crossbow.--

13 [(1)] A permit [may] shall be issued to any [disabled]
14 person who presents a doctor's certificate showing that the
15 person is [suffering from], because of a permanent [paralysis
16 of one arm or who has suffered amputation of one arm]
17 physical condition, unable to hunt with a conventional bow
18 and arrow, authorizing that person to hunt by the use of:

19 [(i)] (1) A bow and arrow which is held in place by a
20 brace secured around the body of the hunter or is triggered
21 with the aid of a mechanical device.

22 [(ii)] (2) A crossbow[.] subject to the following
23 restrictions:

24 (i) When hunting deer, bear or turkey, the crossbow
25 must have a draw weight of not less than 125 pounds nor
26 more than 200 pounds.

27 (ii) The arrows for the crossbow must be tipped with
28 a broadhead of not less than seven-eighths of an inch
29 wide and have a minimum of two nonmoving, exposed cutting
30 edges.

1 [(2) The bow and arrow, crossbow or other device must be
2 approved by the director.]

3 * * *

4 Section ~~2~~ 4. This act shall take effect ~~immediately~~. AS <—
5 FOLLOWS:

6 (1) THE AMENDMENT OF 34 PA.C.S. § 2311 SHALL TAKE EFFECT
7 IN 60 DAYS.

8 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
9 IMMEDIATELY.