

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 669 Session of  
1993

INTRODUCED BY JAROLIN, PESCI, MELIO, KASUNIC, ARMSTRONG, CLARK,  
PISTELLA, BROWN, SURRA, LAUGHLIN, KING, TOMLINSON, GODSHALL,  
HESS, TRELLO, STISH AND GIGLIOTTI, MARCH 22, 1993

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
APRIL 28, 1993

## AN ACT

1 Amending Title 30 (Fish) of the Pennsylvania Consolidated  
2 Statutes, further providing FOR INSTITUTIONAL LICENSES AND <—  
3 for exemptions from license requirements for individuals who  
4 have certain physical or mental impairments.

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

7 Section 1. ~~Section~~ SECTIONS 2708 AND 2709(b) of Title 30 of <—  
8 the Pennsylvania Consolidated Statutes ~~is~~ ARE amended to read: <—  
9 § 2708. INSTITUTIONAL LICENSES. <—

10 ANY RESIDENT OF THIS COMMONWEALTH WHO IS A RESIDENT PATIENT  
11 IN [A COMMONWEALTH OWNED AND SUPPORTED] AN INSTITUTION FOR  
12 MENTAL DISABILITY, GERIATRIC CENTER, TUBERCULAR HOSPITAL OR  
13 COUNTY HOME OR HOSPITAL, OR ANY VETERAN WHO IS A PATIENT IN A  
14 UNITED STATES GOVERNMENT VETERANS' ADMINISTRATION HOSPITAL OR IN  
15 A STATE VETERANS' HOME, OR WHO IS A JUVENILE OF A STATE YOUTH  
16 DEVELOPMENT CENTER OR FORESTRY CAMP, AND WHO MAY BENEFIT FROM  
17 RECREATIONAL FISHING DURING THE COURSE OF TREATMENT,  
18 REHABILITATION OR HOSPITALIZATION MAY BE ISSUED A RESIDENT

1 FISHING LICENSE WITHOUT PAYING A LICENSE FEE. LICENSES  
2 AUTHORIZED BY THIS SECTION MAY BE ISSUED BY THE SUPERINTENDENT  
3 OR CHIEF MEDICAL OFFICER OF THE INSTITUTION WHO SHALL SIGN AN  
4 AFFIDAVIT CERTIFYING THAT RECREATIONAL FISHING MAY BE OF BENEFIT  
5 TO THE REHABILITATION OF THE PATIENT AND THAT THE PATIENT IS AN  
6 INPATIENT OF THE INSTITUTION. THE AFFIDAVITS, AND RECORDS OF THE  
7 NUMBER AND TO WHOM THE LICENSES WERE ISSUED, SHALL BE FORWARDED  
8 TO THE COMMISSION ON SUCH FORMS AS THE COMMISSION SHALL PROVIDE.  
9 THE COMMISSION MAY REVOKE LICENSE ISSUING PRIVILEGES OF ANY  
10 INSTITUTION FOR FAILURE TO COMPLY WITH ANY PROVISIONS OF THIS  
11 CHAPTER OR REGULATIONS PROMULGATED THEREUNDER.

12 § 2709. Exemptions from license requirements.

13 \* \* \*

14 (b) [Blind and handicapped persons] Persons who are blind or  
15 have certain physical or mental impairments.--The provisions of  
16 this chapter do not apply to those persons who are totally blind  
17 or [so severely handicapped] have such severe physical or mental  
18 impairments that they are unable to cast or retrieve a line or  
19 bait hooks and remove fish if only one legal device is used and  
20 the [blind or handicapped person] person who is blind or has  
21 physical or mental impairments as described in this section is  
22 within ten feet of the device being used. The provisions of this  
23 chapter also do not apply to the attendant of the [blind or  
24 handicapped person] person who is blind or has physical or  
25 mental impairments while assisting the [blind or handicapped]  
26 person who is blind or has physical or mental impairments in  
27 using the device.

28 \* \* \*

29 ~~Section 2. This act shall take effect in 60 days.~~ <—

30 SECTION 2. THIS ACT SHALL TAKE EFFECT AS FOLLOWS: <—

1           (1) THE AMENDMENT OF SECTION 2709(B) OF THE ACT SHALL  
2 TAKE EFFECT IN 60 DAYS.

3           (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT  
4 IMMEDIATELY.