
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 647 Session of
2013

INTRODUCED BY ALLOWAY, SMUCKER, WAUGH, WHITE, RAFFERTY, BREWSTER
AND SOLOBAY, MARCH 13, 2013

REFERRED TO GAME AND FISHERIES, MARCH 13, 2013

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, in enforcement, further providing for powers and
3 duties of enforcement officers; and, in hunting and
4 furtaking, further providing for the offense of trespass on
5 private property while hunting.

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

8 Section 1. Section 901(a) of Title 34 of the Pennsylvania
9 Consolidated Statutes is amended by adding a paragraph to read:

10 § 901. Powers and duties of enforcement officers.

11 (a) Powers.--Any officer whose duty it is to enforce this
12 title or any officer investigating any alleged violation of this
13 title shall have the power and duty to:

14 * * *

15 (19) Enforce the provisions of section 2314 (relating to
16 trespass on private property while hunting). This shall
17 include the ability to issue citations for violations of
18 section 2314.

19 * * *

1 Section 2. Section 2314 of Title 34 is amended to read:

2 § 2314. Trespass on private property while hunting.

3 (a) General rule.--Any person who while violating any
4 provision of this title or any regulations promulgated under
5 this title [and who in addition] is found to be trespassing as
6 defined in 18 Pa.C.S. § 3503 (relating to criminal trespass)
7 shall be in violation of this section.

8 (b) Penalty.--[A violation of this section] Except as
9 otherwise provided in subsection (c):

10 (1) A violation of this section is a summary offense of
11 the [fifth] third degree.

12 (2) A second or subsequent violation of this section
13 within a seven-year period is a summary offense of the fifth
14 degree and may result in forfeiture of the privilege to hunt
15 or take game or wildlife anywhere within this Commonwealth
16 for a period of one year.

17 (c) Separate grading of violations.--A person commits a
18 misdemeanor of the first degree if he violates subsection (a):

19 (1) after a verbal or written warning was given; or

20 (2) for the purpose of hunting or furtaking.

21 Section 3. This act shall take effect in 60 days.