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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 3173 Session of  
1994

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INTRODUCED BY LLOYD, RUDY, COLAIZZO, CARONE, TRICH, MILLER AND  
CLARK, NOVEMBER 15, 1994

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REFERRED TO COMMITTEE ON GAME AND FISHERIES, NOVEMBER 15, 1994

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AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated  
2 Statutes, authorizing grazing within deterrent fencing.

3 The General Assembly of the Commonwealth of Pennsylvania  
4 hereby enacts as follows:

5 Section 1. Title 34 of the Pennsylvania Consolidated  
6 Statutes is amended by adding a section to read:

7 § 548. Livestock grazing within deterrent fence.

8 (a) General rule.--Notwithstanding any provision of law or  
9 rule, regulation or policy of the commission to the contrary,  
10 the owner or lessee of any farm in this Commonwealth who has  
11 entered into an agreement with the commission to erect a  
12 deterrent fence for the purpose of preventing injury to or the  
13 destruction of farm crops by deer or elk shall retain the right  
14 to graze livestock within the area of the deterrent fence.

15 (b) When grazing permitted.--The grazing of livestock within  
16 the area of a deterrent fence shall be permitted only after  
17 crops within such area have been harvested and only for a period  
18 of one month following the harvest.

1       (c) Additional fencing required.--The commission may  
2 investigate the conditions under which grazing will occur. If  
3 the investigation discloses the need for an additional fence  
4 within the deterrent fence to contain the livestock and prevent  
5 destruction of the deterrent fence, the commission may require  
6 the owner or lessee of the farm to erect an additional fence of  
7 such height, design, materials and type of construction as the  
8 commission may specify.

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