

GAME CODE (34 PA.C.S.) - OFFENSIVE LITTERING

Act of Mar. 24, 2004, P.L. 157, No. 20

Cl. 34

Session of 2004

No. 2004-20

HB 514

AN ACT

Amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the offense of littering.

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

Section 1. Section 2510 of Title 34 of the Pennsylvania Consolidated Statutes is amended to read:

§ 2510. Littering and restrictions on vehicles.

(a) General rule.--It is unlawful for any person while hunting or furtaking or while on lands or waters open to hunting or furtaking to:

(1) Deposit or leave any garbage, bottles, cartons, containers, glass, paper or other rubbish or debris other than in a place or receptacle maintained for that purpose.

The provisions of this paragraph shall not apply to any spent shotgun shell or spent rifle shell casing which is ejected during normal hunting activities.

(2) Drive a motor vehicle on any cleared field, whether public or private, except with the permission of the owner, tenant or other person in charge of the land.

(3) Park or leave standing any motor vehicle in such manner as to block the means of ingress or egress to any person's property, mailbox, cattleways or fields.

(b) Penalties.--

(1) When litter is transported from another location and is deposited on lands or waters open to hunting or furtaking, the violation is a summary offense of the third degree. Any person convicted of a second or subsequent violation of this paragraph shall pay twice the fine imposed for the first offense. A conviction for a violation of this section shall not bar any civil action by the property owner.

(2) Except as provided in paragraph (1), any other violation of this section is a summary offense of the seventh degree.

(3) In addition to the fine imposed by section 925 (relating to jurisdiction and penalties), an additional fine of \$10 may be imposed for each item of litter thrown, discarded, left, emitted or deposited in violation of this section.

(c) Definition.--As used in this section, the term "normal hunting activities" shall not include a circumstance when a person has fired more than six rounds from a stationary position.

Section 2. This act shall take effect immediately.

APPROVED--The 24th day of March, A. D. 2004.

EDWARD G. RENDELL