

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL****No. 780**Session of  
1983

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INTRODUCED BY WILT AND RHOADES, MAY 31, 1983

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AS AMENDED ON SECOND CONSIDERATION, JUNE 29, 1983

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## AN ACT

1 Amending the act of June 3, 1937 (P.L.1225, No.316), entitled  
2 "An act concerning game and other wild birds and wild  
3 animals; and amending, revising, consolidating, and changing  
4 the law relating thereto," providing for the release of the  
5 mailing list for the Pennsylvania Game News.

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

8 Section 1. Section 309.1 of the act of June 3, 1937  
9 (P.L.1225, No.316), known as The Game Law, added April 8, 1982  
10 (P.L.308, No.86), is amended to read:

11 Section 309.1. Limitation on Disclosure of Hunting License  
12 Records.--(a) It is unlawful for any game protector, deputy  
13 game protector, hunting license issuing agent, or any officer,  
14 employe or agent of any Commonwealth agency, or any other  
15 private business or agency which makes or receives records of  
16 hunting and trapping licenses, or applications for obtaining  
17 hunting and trapping licenses of any type received pursuant to  
18 this act, to sell, publish, or disclose in any manner whatsoever  
19 those records or affiliations to any person except as necessary

1 to carry out the functions and business of the Pennsylvania Game  
2 Commission, or for any person to purchase, secure, procure, or  
3 disclose any records or affiliations as described herein.

4 The provisions of this section shall not apply to records and  
5 reports:

6 (1) Required for prosecutions of any violations of the game  
7 laws.

8 (2) Required for administrative proceedings held pursuant to  
9 the laws of the Commonwealth of Pennsylvania.

10 (3) Required for the prosecution of any violation of any  
11 Federal laws or the laws of any state of the United States.

12 (4) Required to be published to enforce the suspension or  
13 revocation of hunting and trapping privileges by the commission.

14 (5) Authorized by action of the commission for the sole  
15 purpose of exercising legitimate governmental function or duty.

16 (b) When such records and reports are made available by the  
17 commission for the limited purposes set forth in clauses (1)  
18 through (5) of subsection (a), they shall not be published,  
19 circulated, or disclosed by the receiving agency for any  
20 purposes.

21 (c) Any person violating any provision of [this section]  
22 subsection (a) or (b) is guilty of a summary offense and shall,  
23 upon conviction, be sentenced to pay a fine of one hundred  
24 dollars (\$100) and costs of prosecution for each offense and the  
25 record or report of each individual person shall constitute a  
26 separate offense.

27 (d) The commission may release the mailing list for the  
28 Pennsylvania Game News magazine to ONLY broad-based, nonprofit, <—  
29 nonpartisan, Statewide sportsmen clubs and organizations under  
30 the following terms and conditions:

1     (1) The organization must request the list in writing and  
2 must pay all costs associated with the list's reproduction and  
3 delivery.

4     (2) The requesting organization shall use the mailing list  
5 only for nonprofit club purposes. The list shall not be sold,  
6 transferred or made available to any person or entity outside  
7 the requesting organization for any purpose. The requesting  
8 organization shall safeguard the list against unauthorized  
9 disclosure or use and shall not use the list for any commercial,  
10 profitmaking or partisan purpose.

11     (3) Prior to releasing the mailing list, the commission  
12 shall place a notice to subscribers in at least two consecutive  
13 issues of the Pennsylvania Game News advising subscribers of the  
14 request for the mailing list and giving them at least thirty  
15 days after final publication of the notice to request that their  
16 names be removed from the mailing list furnished to the  
17 sportsmen club or organization.

18     Section 2. This act shall take effect immediately.