

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 881 Session of
2007

INTRODUCED BY HALUSKA, BELFANTI, FLECK, GEIST, GOODMAN,
HENNESSEY, HERSHEY, HESS, HORNAMAN, KIRKLAND, KORTZ, KOTIK,
KULA, LEVDANSKY, MAHONEY, PYLE, READSHAW, ROHRER, SOLOBAY,
STABACK, SURRA, WALKO, YOUNGBLOOD, PHILLIPS AND PRESTON,
MARCH 22, 2007

REFERRED TO COMMITTEE ON GAME AND FISHERIES, MARCH 22, 2007

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, further providing for exceptions to unlawful use of
3 lights while hunting.

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

6 Section 1. Section 2310(b) and (c) of Title 34 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 2310. Unlawful use of lights while hunting.

9 * * *

10 (b) Exceptions.--The provisions of subsection (a) shall not
11 apply to:

12 (1) A person on foot [may use an artificial light
13 normally carried on the person to take raccoons, skunks,
14 opossum or foxes.] who uses a flashlight or spotlight held in
15 the hand or worn on the head if the sole source of power for
16 the light is contained in the light or on the person to take
17 furbearers.

1 (2) Any political subdivision, its employees or agents,
2 which has a valid deer control permit issued under section
3 2902(c) (relating to general categories of permits).

4 (c) Penalties.--A violation of this section is a summary
5 offense of the fifth degree. In addition thereto, if any person
6 is hunting game or wildlife or if any attempt is made to take
7 any game or wildlife [or if any firearm or implement capable of
8 killing or wounding game or wildlife is possessed], the person
9 or persons shall be sentenced to the additional penalties of:

10 (1) For each endangered or threatened species, a fine of
11 \$1,000 and forfeiture of the privilege to hunt or take game
12 or wildlife anywhere within this Commonwealth for a period of
13 ten years.

14 (2) For each elk or bear, a fine of \$800 and forfeiture
15 of the privilege to hunt or take game or wildlife anywhere
16 within this Commonwealth for a period of five years.

17 (3) For each deer, a fine of \$500 and forfeiture of the
18 privilege to hunt or take game or wildlife anywhere within
19 this Commonwealth for a period of three years.

20 (4) For each bobcat or otter, a fine of \$300 and
21 forfeiture of the privilege to hunt or take game or wildlife
22 anywhere within this Commonwealth for a period of three
23 years.

24 (5) For each turkey or beaver, a fine of \$200 and
25 forfeiture of the privilege to hunt or take game or wildlife
26 anywhere within this Commonwealth for a period of two years.

27 (6) For each other bird or animal, a fine of \$100 and
28 forfeiture of the privilege to hunt or take game or wildlife
29 anywhere within this Commonwealth for a period of one year.

30 * * *

1 Section 2. This act shall apply to offenses committed on or
2 after the effective date of this section.

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