

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL****No. 1116** Session of  
2007

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INTRODUCED BY KORTZ, BRENNAN, CALTAGIRONE, CLYMER, CONKLIN,  
EVERETT, FABRIZIO, FAIRCHILD, GEIST, GEORGE, GERGELY,  
GIBBONS, GOODMAN, HARHAI, HERSHEY, JAMES, KOTIK, KULA,  
MAHONEY, McILHATTAN, MOUL, MURT, PEIFER, READSHAW, ROAE,  
SAINATO, SCAVELLO, SIPTROTH, SOLOBAY, STABACK, STURLA, SURRA,  
VULAKOVICH, WALKO, J. WHITE, YOUNGBLOOD, BARRAR, HORNAMAN AND  
LONGIETTI, APRIL 18, 2007

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AS REPORTED FROM COMMITTEE ON GAME AND FISHERIES, HOUSE OF  
REPRESENTATIVES, AS AMENDED, JUNE 6, 2007

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## AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated  
2 Statutes, providing for vouchers for licenses.

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

5 ~~Section 1. Sections 501 and 502(b) of Title 34 of the~~ <—  
6 ~~Pennsylvania Consolidated Statutes are amended to read:~~

7 ~~§ 501. Refund of moneys paid erroneously or unjustly.~~

8 ~~(a) Refund. Whenever the director is satisfied that any~~  
9 ~~fee, fine or any other moneys paid into the Game Fund under any~~  
10 ~~of the provisions of this title or any other statute were~~  
11 ~~erroneously or unjustly collected and deposited, the director,~~  
12 ~~upon receipt of a petition for a refund within two years after~~  
13 ~~the deposit, may authorize a requisition in favor of the person~~  
14 ~~from whom the money was erroneously or unjustly collected for~~  
15 ~~the amount involved. Upon receipt of the requisition, the proper~~

1 ~~official shall draw a warrant in favor of the person from whom~~  
2 ~~the fee, fine or other money was erroneously or unjustly~~  
3 ~~collected.~~

4 ~~(b) Refund of gift voucher. A person wishing to obtain a~~  
5 ~~refund for a gift voucher shall submit a request on a form~~  
6 ~~designed by the commission and made available to issuing agents~~  
7 ~~within one year of the date of the issuance of the gift voucher.~~  
8 ~~A refund shall be issued by the commission within 90 days of~~  
9 ~~request for refund in the amount of the license indicated on the~~  
10 ~~gift voucher excepting the amount of the issuing agent fee.~~

11 SECTION 1. SECTION 502(B) OF TITLE 34 OF THE PENNSYLVANIA <—  
12 CONSOLIDATED STATUTES IS AMENDED TO READ:

13 § 502. Collection fee for uncollectible checks.

14 \* \* \*

15 (b) Voidness for uncollectibility.--Any license, permit,  
16 ~~gift voucher~~ or privilege granted by the uncollectible check or <—  
17 other instrument shall be void until all fees are paid by a  
18 negotiable check or instrument.

19 Section 2. Title 34 is amended by adding a section to read:  
20 ~~§ 2712. Vouchers for licenses.~~ <—

21 ~~(a) Gift vouchers. The commission shall make available~~  
22 ~~through its issuing agents gift vouchers which may be purchased~~  
23 ~~on behalf of a third party. The gift voucher shall be on a form~~  
24 ~~designed by the commission and made available to all issuing~~  
25 ~~agents. The form shall contain the following information:~~

26 ~~(1) A serial number.~~

27 ~~(2) The name of the purchaser.~~

28 ~~(3) The name of the party for whom the gift voucher is~~  
29 ~~purchased.~~

30 ~~(4) The name and address of the issuing agent.~~

1 ~~(5) The class of license for which the gift voucher may~~  
2 ~~be redeemed.~~

3 ~~(6) The date of issuance.~~

4 ~~(7) The total amount paid which shall include the~~  
5 ~~issuing agent fee authorized by section 2709(c) (relating to~~  
6 ~~license costs and fees).~~

7 ~~(b) Redemption. The gift voucher may only be redeemed for~~  
8 ~~the class of license indicated on the gift voucher and for which~~  
9 ~~the applicable fee has been paid by the gift voucher purchaser.~~  
10 ~~Gift vouchers shall only be redeemable for a period of one year~~  
11 ~~from the date of issuance and shall be issued only for the~~  
12 ~~following classes of licenses:~~

13 ~~Adult resident hunting licenses under section 2705(1)~~  
14 ~~(relating to classes of licenses).~~

15 ~~Junior resident hunting licenses under section 2705(2).~~

16 ~~Senior resident hunting licenses under section 2705(3).~~

17 ~~Senior lifetime resident combination licenses under~~  
18 ~~section 2705(7).~~

19 ~~Junior resident combination licenses under section~~  
20 ~~2705(7.1).~~

21 ~~Adult nonresident hunting licenses under section 2705(8).~~

22 ~~Junior nonresident hunting licenses under section~~  
23 ~~2705(9).~~

24 ~~Junior nonresident combination licenses under section~~  
25 ~~2705(11.1).~~

26 ~~(c) Fee for voucher. A person purchasing a gift voucher~~  
27 ~~must pay the fee for the class of license as provided in section~~  
28 ~~2709(a) and the issuing agent fee as provided in section 2709(c)~~  
29 ~~unless otherwise exempted from such fee by this title.~~

30 ~~(d) Remittance of fees. Moneys received for the purchase of~~

~~1 gift vouchers shall be remitted to the commission by the issuing  
2 agent as provided in section 2725 (relating to remitting funds  
3 to commission). Money remitted to the commission for the  
4 purchase of gift vouchers shall be used as provided in section  
5 521(b) (relating to establishment and use of Game Fund) as is  
6 provided for the particular license purchased by the issuance of  
7 the gift voucher.~~

~~8 (c) Places of redemption. A gift voucher may be redeemed at  
9 the place of business of an issuing agent in this Commonwealth.  
10 When redeeming a gift voucher, the bearer of a gift voucher must  
11 show one form of photo identification except in the case of a  
12 junior licensee. In such case, the junior licensee must be  
13 accompanied by a responsible adult and shall present the written  
14 request required to acquire a license pursuant to section 2705.~~

~~15 (f) Restrictions. The bearer of a gift voucher is subject  
16 to all restrictions relating to the issuance, denial or  
17 revocation of a license provided in this title or any other  
18 title, law or regulation.~~

19 § 2712. VOUCHERS FOR LICENSES AND PERMITS. ←

20 (A) GENERAL RULE.--THE COMMISSION MAY MAKE AVAILABLE, AT ITS  
21 OFFICES AND THROUGH ITS ISSUING AGENTS, VOUCHERS FOR LICENSES  
22 AND PERMITS THAT MAY BE PURCHASED ON BEHALF OF A THIRD PARTY.  
23 THE VOUCHER SHALL BE IN THE FORMAT PRESCRIBED BY THE COMMISSION  
24 AND SHALL CONTAIN THE FOLLOWING INFORMATION:

25 (1) A VOUCHER NUMBER.

26 (2) THE IDENTIFYING NUMBER OF THE ISSUING AGENT.

27 (3) THE TYPE OF LICENSE OF PERMIT FOR WHICH THE VOUCHER  
28 MAY BE REDEEMED.

29 (4) THE DATE OF ISSUANCE.

30 (5) THE DATE OF EXPIRATION.

1       (B) FEES.--A PERSON PURCHASING A VOUCHER SHALL PAY THE COSTS  
2 FOR THE TYPE OF LICENSE OR PERMIT BEING PURCHASED AND THE  
3 ISSUING AGENT FEE AS PROVIDED IN SECTIONS 2709 (RELATING TO  
4 LICENSE COSTS AND FEES) AND 2904 (RELATING TO PERMIT FEES).

5       (C) REDEMPTION.--THE VOUCHER SHALL ONLY BE REDEEMED FOR THE  
6 TYPE OF LICENSE OR PERMIT INDICATED ON THE VOUCHER AND FOR WHICH  
7 THE APPLICABLE FEES HAVE BEEN PAID BY THE VOUCHER PURCHASER.  
8 VOUCHERS SHALL BE REDEEMED PRIOR TO THEIR EXPIRATION DATE. NO  
9 ISSUING AGENT FEE SHALL BE PAID AT THE TIME OF REDEMPTION. A  
10 VOUCHER SHALL BE REDEEMED BY ANY ISSUING AGENT REGARDLESS OF  
11 WHERE THE VOUCHER WAS PURCHASED. AT THE TIME OF REDEMPTION, THE  
12 BEARER OF A VOUCHER SHALL ESTABLISH THAT THE BEARER MEETS THE  
13 ELIGIBILITY REQUIREMENTS FOR THE TYPE OF LICENSE OR PERMIT  
14 INDICATED ON THE VOUCHER, AND THE ISSUING AGENT THAT REDEEMS THE  
15 VOUCHER SHALL SECURE POSITIVE PROOF OF IDENTIFICATION, RESIDENCY  
16 AND AGE FROM THE BEARER.

17       (D) RESTRICTIONS.--THE BEARER OF A VOUCHER IS SUBJECT TO ALL  
18 RESTRICTIONS RELATING TO THE ISSUANCE, DENIAL OR REVOCATION OF A  
19 LICENSE OR PERMIT PROVIDED IN THIS TITLE OR ANY OTHER TITLE, LAW  
20 OR REGULATION. A VOUCHER DOES NOT CONSTITUTE A HUNTING OR  
21 FURTKAKER LICENSE OR PERMIT, AND IT IS UNLAWFUL TO USE A VOUCHER  
22 IN LIEU OF A HUNTING OR FURTKAKER LICENSE OR PERMIT.

23       (E) REGULATIONS.--THE COMMISSION MAY PROMULGATE REGULATIONS  
24 TO IMPLEMENT THIS SECTION.

25       (F) PENALTIES.--ANY PERSON VIOLATING THIS SECTION OR THE  
26 REGULATIONS PROMULGATED UNDER THIS SECTION COMMITS A SUMMARY  
27 OFFENSE OF THE FIFTH DEGREE.

28       Section 3. Section 2724 of Title 34 is amended to read:  
29 § 2724. Record of license sales.

30       (a) Daily record.--Each place where licenses are sold shall

1 maintain a complete daily record of all license and gift voucher ←  
2 transactions, including applications received, in the manner and  
3 form prescribed by the director. The applications, licenses and  
4 records shall be made available, during normal business hours,  
5 for immediate inspection to any officer charged with the  
6 enforcement of this title or any representative of the Office of  
7 the Auditor General or Attorney General.

8 (b) Monthly report.--Within five days following the first  
9 day of each month, each issuing agent shall forward to the  
10 director, on forms supplied by the commission, a complete report  
11 of licenses and gift vouchers issued, in correct numerical ←  
12 sequence, together with all moneys collected from the sale of  
13 licenses and any other information required by the director.

14 Section 4. This act shall take effect in 60 days.