
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 261 Session of
2009

INTRODUCED BY HALUSKA, BEYER, CALTAGIRONE, CONKLIN, FLECK,
GODSHALL, HANNA, HARHAI, KORTZ, MAHONEY, READSHAW AND WHITE,
FEBRUARY 5, 2009

REFERRED TO COMMITTEE ON GAME AND FISHERIES, FEBRUARY 5, 2009

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, further providing for unlawful devices and methods.

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

5 Section 1. Section 2308(b) of Title 34 of the Pennsylvania
6 Consolidated Statutes is amended to read:

7 § 2308. Unlawful devices and methods.

8 * * *

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

11 (1) (i) Any archery sight or firearm's scope which
12 contains and uses any mechanical, photoelectric,
13 ultraviolet or solar-powered device to solely illuminate
14 the sight or crosshairs within the scope.

15 (ii) Except as otherwise provided under subparagraph
16 (iii), no archery sight or firearm's scope shall contain
17 or use any device, no matter how powered, to project or

1 transmit any light beam, infrared beam, ultraviolet light
2 beam, radio beam, thermal beam, ultrasonic beam, particle
3 beam or other beam outside the sight or scope onto the
4 target.

5 (iii) (A) A flashlight or spotlight may be mounted
6 on a firearm to take furbearers if the sole source of
7 power for the flashlight or spotlight is contained
8 within the flashlight or spotlight or on the person.

9 (B) For the purposes of this subparagraph, a
10 flashlight or spotlight mounted on a firearm shall
11 not include a device that projects a beam of laser
12 light to indicate the intended point of impact for
13 one or more projectiles discharged from the firearm.

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

18 (ii) Any licensed hunter in cities of the first
19 class, while hunting on private property and using a bow
20 and arrow or crossbow, using bait to attract deer for
21 removal as provided by commission regulations.

22 (iii) Any licensed hunter in special regulation
23 areas, other than counties of the second class, using
24 bait to attract deer for removal as provided by
25 commission regulations.

26 (3) Any artificial or manufactured turkey blind
27 consisting of all manmade materials of sufficient density to
28 block the detection of movement within the blind from an
29 observer located outside of the blind.

30 (4) Any natural or manmade nonliving bait used to

1 attract coyotes for hunting or trapping.

2 (5) Any electronic or mechanical device used to attract
3 coyotes for hunting or trapping.

4 (6) Any decoy used in the trapping or hunting of
5 furbearers.

6 (7) Shelled or eared corn.

7 * * *

8 Section 2. This act shall take effect immediately.