

AN ACT

To further amend section seven hundred four of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, three hundred fifty-nine), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," prohibiting the use of dogs in hunting bear or the chasing of bear by dogs.

Section 704, act of May 24, 1923 (P. L. 359), as amended by act of June 9, 1931 (P. L. 455), further amended.

Section 1. Be it enacted, &c., That section seven hundred four of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, three hundred fifty-nine), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended by the act, approved the ninth day of June, one thousand nine hundred thirty-one (Pamphlet Laws, four hundred fifty-five), is hereby further amended to read as follows:

Section 704. Unlawful Methods of Hunting.

(a) Unlawful Methods and Devices.

It is unlawful for any person to shoot at or to shoot for game unless the same is plainly visible to him, or to dig, cut, or smoke live game out of its den or place of refuge.

It is unlawful to hunt for, or catch or take or kill or wound, or attempt to catch or take or kill or wound, game of any kind through the use of what is commonly known as an automatic gun or an automatic firearm of any kind, or a swivel gun or an air-rifle or the apparatus known as a silencer, or from an automobile or vehicle or boat or craft of any kind propelled by any mechanical power, or to set, lay, or prepare for use or to use any trap, snare, net, birdline, deerlick, pitfall, turkey blind, turkey call, or turkey pen, or to make use of or to take advantage of any artificial light, battery, or other contrivance or device, or to make use of any method or device not specifically permitted by this act, for the purpose of catching or taking or wounding or killing game.

It is unlawful to hunt for, or catch or take or kill or wound, or attempt to catch or take or kill or wound, raccoons, except in the manner provided in the preceding section.

(b) Unlawful Manner of Hunting Elk, Deer, or Bear.

It is unlawful to kill, or attempt to kill, any elk or deer or bear, except through the use of a gun, propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge, or through the use of a bow and arrow, or to take an elk in any manner except through the method known as still hunting.

(c) Unlawful to Kill Elk or Deer in Water.

It is unlawful for any person at any time to shoot at or kill or wound or capture, or attempt to kill or wound or capture, either an elk or a deer, while taking refuge in or swimming through the waters of any of the streams, ponds, or lakes.

(d) Use of Dogs in Hunting Deer, Elk, Wild Turkey.

It is unlawful for any person to make use of a dog in hunting elk or deer *or bear* or wild turkey, and every person who takes a dog into the woods, or who has possession or control of a dog in the woods, and every person in a camp which has a dog in their possession or control or in which a dog is harbored, shall be liable to the fines prescribed in this article for the unlawful chasing, taking, or killing of elk or deer *or bear* or wild turkey, as the case may be, if such dog, within a radius of ten miles from said camp or from any point where such dog has been accompanied by such person or persons, runs after, pursues, or follows upon the track of any elk or deer *or bear* for a distance of one-half mile, or does pursue or scatter wild turkeys.

(e) Hunting with Ferrets.

Except as otherwise provided in this act, it is unlawful for any person to hunt for, or catch or kill, or cause or permit the hunting, of hares or rabbits with or through the use of a ferret. The fact that any person shall place a ferret in any hole or opening outside of buildings in which a rabbit might be found or shall be caught in the act of using a ferret in taking hares or rabbits, or shall have a ferret in possession or under control in either the fields or forests, or any vehicle upon the highways, or on railroad or railway cars, shall render such person liable to the penalty prescribed in this article. Any ferret found running at large, or found in the possession or under the control of a person not possessed of a ferret license, or of a person convicted of violating any provision of this act, shall be forfeited to the Commonwealth, and shall be immediately killed by the officer or citizen into whose hands such animal may come.

(f) Unlawful Crafts and Vehicles.

It is unlawful to hunt for, or pursue or to follow after with intent to kill, game of any kind from or with or through the use of any boat or craft propelled by any means other than oars or pole or handpaddle. Any person using a craft or boat for such purposes contrary to this section, or the captain or owner or other person in charge of such boat or craft who shall allow or knowingly permit the same to be used contrary to this section, shall be liable to the fines provided for in this article.

It shall be unlawful to hunt for or pursue or to follow

game of any kind with any vehicle, or to use any vehicle or its lights or equipment for the killing, wounding or catching of game of any kind, or to use any vehicle for the transportation of game illegally killed.

(g) Hunting with Decoys.

It is unlawful for any person, or for any number of persons acting together, to place in any of the waters of this Commonwealth for the purpose of attracting wild water-fowl more than thirty-six specimens of artificially prepared wooden ducks, or ducks of any character commonly used as decoys, or to shoot over or attempt to control more than thirty-six such decoys, so placed as to cover not exceeding one-fourth of a mile, upon any stream or lake.

It is unlawful for any person, or for any number of persons acting together, to use decoys unless each specimen is marked with a metallic plate or tag, giving in plain English, the name and address of the owner or owners, or to have such decoys in the water more than thirty-six hours without removing them for at least twelve hours before replacing in the water.

APPROVED—The 7th day of May, A. D. 1935.

GEORGE H. EARLE

No. 58

AN ACT

To amend section ninety-eight of the act, approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting the purchase, sale, and exposing for sale, of certain pike and filets thereof.

Section 98. act
of May 2, 1925
(P. L. 448),
amended.

Section 1. Be it enacted, &c., That section ninety-eight of the act, approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," is hereby amended to read as follows:

Section 98. Legal Size and Weight of Fish *and Filets*. No person shall catch by means of any net or device for which a license is issued under the provision of this article any:

- (a) Blue pike and sauger pike, less than eleven inches in length;
- (b) Yellow pike, less than thirteen inches in length;
- (c) Yellow perch, less than nine inches in length;
- (d) Ciscos, not less than six ounces in weight in the round; or