

No. 27

AN ACT

HB 1248

Amending the act of December 15, 1959 (P.L.1779, No.673), entitled, as amended, "An act relating to fish, frogs, tadpoles and turtles; 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," placing a restriction on the catching, taking, killing or possession of any bog turtle (*clemmys muhlenbergi*) and adding a penalty.

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

Section 1. Section 300, act of December 15, 1959 (P.L.1779, No.673), known as "The Fish Law of 1959," added September 22, 1961 (P.L.1589, No.671), is amended to read:

Section 300. Unlawful Acts Relating to Frogs, Tadpoles and Turtles.—(a) It shall be unlawful for any person:

(1) To catch, take or kill any frogs or tadpoles from the first day of November to the first day of July, both dates inclusive, in any of the waters within this Commonwealth or in the boundary waters thereof.

(2) To catch, kill or have in possession in any one day more than fifteen frogs, and each and every frog so taken, caught or had in possession in excess of fifteen shall constitute a separate offense.

(3) To catch, take, kill or have in possession in any one day more than fifteen tadpoles, and each and every tadpole so taken, caught or had in possession in excess of fifteen shall constitute a separate offense.

(4) To catch, take, kill or have in possession more than ten turtles in any one day. Hooks used for taking turtles by set line shall be not less than three and one-half inches long with not less than one inch space between point and shank. Each turtle taken, caught or had in possession in violation of this clause shall constitute a separate offense.

(5) To catch, take or kill any frogs by the use of a light at night.

(6) To catch, take, kill, have in possession, sell, or offer for sale or purchase, without permit from the Director of the Pennsylvania Fish Commission, any bog turtle (*clemmys muhlenbergi*). Each and every bog turtle caught, taken, killed, held in possession, sold, or offered for sale or purchase, without such permit, shall constitute a separate offense. Any bog turtle caught by mistake shall immediately be released in the condition in which it was taken.

(b) Any person violating the provisions of clauses (1), (2), (3) or (4) of this section shall, on conviction as provided in chapter XIV. of this act, be subject to a penalty of ten dollars (\$10.00) for each offense. Any person violating the provisions of clause (5) of this section shall, on conviction as provided in chapter XIV. of this act, be subject to a penalty

of twenty-five dollars (\$25.00). *Any person violating the provisions of clause (6) of this section shall, on conviction as provided in chapter XIV. of this act, be subject to a penalty of five hundred dollars (\$500.00).*

APPROVED—The 1st day of March, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 27.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive style with a large initial "C" and a prominent "T" at the end.

Secretary of the Commonwealth.