

No. 2005-86

AN ACT

HB 1690

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

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

Section 1. Sections 2308(b) and 2701(a) of Title 34 of the Pennsylvania Consolidated Statutes are amended to read:

§ 2308. Unlawful devices and methods.

* * *

(b) Exceptions.—The provisions of subsection (a) shall not apply to:

(1) Any archery sight or firearm's scope which contains and uses any mechanical, photoelectric, ultraviolet or solar-powered device to solely illuminate the sight or crosshairs within the scope. No archery sight or firearm's scope shall contain or use any device, no matter how powered, to project or transmit any light beam, infrared beam, ultraviolet light beam, radio beam, thermal beam, ultrasonic beam, particle beam or other beam outside the sight or scope onto the target.

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

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

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

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

(4) Any natural or manmade nonliving bait used to attract coyotes for hunting or trapping.

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

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

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§ 2701. License requirements.

(a) General rule.—Except in defense of person or property or pursuant to exemptions authorized in this title ***or by regulation of the commission for implementing a mentored youth hunting program***, every person, prior to engaging in any of the privileges granted by this title, shall first obtain the

applicable license subject to any conditions or other requirements imposed by this title.

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Section 2. This act shall take effect in 60 days.

APPROVED—The 22nd day of December, A.D. 2005.

EDWARD G. RENDELL