

No. 2015-76

AN ACT

HB 698

Amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for unlawful devices and methods; and, in special licenses and permits, further providing for permits for individuals with disabilities.

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

Section 1. Section 2308(a)(7) of Title 34 of the Pennsylvania Consolidated Statutes is amended to read:

§ 2308. Unlawful devices and methods.

(a) General rule.—Except as otherwise provided in this title, it is unlawful for any person to hunt or aid, abet, assist or conspire to hunt any game or wildlife through the use of:

* * *

(7) A vehicle or conveyance of any kind or its attachment propelled by other than manpower. Nothing in this subsection shall pertain to any *of the following*:

(i) A motorboat or sailboat if the motor has been completely shut off or sail furled, and the progress thereof has ceased.

(ii) *A motorized wheelchair if the person has been issued a permit to hunt under section 2923(a.1) (relating to disabled person permits).*

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Section 2. Section 2923 of Title 34 is amended by adding a subsection to read:

§ 2923. Disabled person permits.

* * *

(a.1) Use of motorized wheelchair.—

(1) Unless further restricted by commission regulation, a lifetime permit to hunt from a motorized wheelchair outside of a vehicle may be issued to a person with permanent disabilities who qualified for a hunting license under Chapter 27 or who possesses a junior resident license under section 2705(2) and who has a permanent or irreversible physical disability and is unable to ambulate and requires a wheelchair, walker, one leg brace or external prosthesis above the knee, two leg braces or external prostheses below the knees, two crutches or two canes for mobility.

(2) Permittees shall carry the permit upon their person while hunting. Any person named on this permit may hunt while using a motorized wheelchair and may use the motorized wheelchair to flush or locate game. The firearm may be loaded while the motorized wheelchair is in motion.

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Section 3. This act shall take effect in 60 days.

APPROVED—The 10th day of December, A.D. 2015

TOM WOLF