

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1291 Session of  
2017

INTRODUCED BY MULLERY, CALTAGIRONE, MALONEY, GILLEN, ROZZI,  
RADER AND BARBIN, APRIL 26, 2017

REFERRED TO COMMITTEE ON GAME AND FISHERIES, APRIL 26, 2017

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated  
2 Statutes, in hunting and furtaking licenses, further  
3 providing for unlawful acts concerning licenses.

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

6 Section 1. Section 2711 of Title 34 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 2711. Unlawful acts concerning licenses.

9 (a) General rule.--Except as otherwise provided in this  
10 title, it is unlawful for any person to:

11 (1) Hunt or take any game or wildlife by any means or  
12 manner or device, including the use of dogs, without first  
13 securing and personally signing the required license. [The  
14 required license must be carried on person when hunting,  
15 furtaking or taking any game or wildlife within this  
16 Commonwealth.]

17 (1.1) After complying with paragraph (1) insofar as it  
18 relates to securing and personally signing the required

1 license, fail to carry the required license on his person  
2 when hunting, furtaking or taking any game or wildlife within  
3 this Commonwealth.

4 (2) Procure a license in a name other than the person's  
5 legal name, furnish an address other than his legal place of  
6 residence and domicile or make any false or misleading  
7 statement whatsoever in securing a license.

8 (3) Lend or transfer in any manner whatsoever a license  
9 or game or wildlife kill tag to any other person regardless  
10 of the purpose.

11 (4) Issue, acquire or aid, assist or conspire, either  
12 for that person or any other person, in procuring any hunting  
13 or furtaking license for which that person is not legally  
14 entitled thereto.

15 (5) Possess while hunting or taking game or wildlife or  
16 going to or from hunting or taking game or wildlife any  
17 report card, license tag, license stamp or game or wildlife  
18 kill tag belonging to another.

19 (6) Except as provided under section 2705 (relating to  
20 classes of licenses), receive a hunting or furtaking license  
21 under any circumstances if under 12 years of age.

22 (7) Receive a hunting or furtaking license without  
23 presenting a written request executed by a parent or legally  
24 constituted guardian if under 17 years of age.

25 (8) Use firearms of any kind or a bow and arrow for the  
26 purpose of hunting any game or wildlife or attempting to take  
27 or kill any game or wildlife by hunting or trapping if under  
28 12 years of age or when hunting or trapping any game or  
29 wildlife or attempting to hunt or trap any game or wildlife  
30 if between 12 and 14 years of age, unless accompanied by a

1 parent or a person 18 years of age or older serving in loco  
2 parentis or as guardian or some other family member 18 years  
3 of age or older or when hunting if between 14 and 16 years of  
4 age, unless accompanied by a person 18 years of age or older.  
5 For the purpose of this paragraph "accompany" means close  
6 enough that verbal instructions and guidance can be easily  
7 understood. The provisions of this paragraph shall not apply  
8 to section 2363 (relating to trapping exception for certain  
9 persons).

10 (10) Hunt or take, or aid, assist or attempt to hunt or  
11 take, furbearers or take any game or wildlife anywhere in  
12 this Commonwealth, either with or without a license, or make  
13 application, receive or attempt or conspire to receive any  
14 license required by this chapter, during any period that  
15 these privileges have been denied or withdrawn by this title,  
16 by the director or by a magisterial district judge or court.

17 (11) Conspire to or duplicate, reproduce, alter, forge  
18 or counterfeit any permit, license, tag or stamp required by  
19 this title.

20 (12) While exercising any of the privileges granted by  
21 any license provided for in this title, refuse or fail to  
22 satisfactorily provide positive identification or proof of  
23 license to any landowner upon whose land that person may be  
24 occupying or to any officer whose duty it is to enforce this  
25 title.

26 (13) Violate any regulations promulgated under the  
27 authority of this subchapter.

28 (a.1) Exemption.--For the sole purpose of implementing and  
29 enhancing a mentored hunting program within this Commonwealth,  
30 the commission may establish regulations exempting certain

1 limited hunting activities from the prohibitions specified in  
2 subsection (a) (1), (1.1), (3), (5) and (8). Such exemption shall  
3 include a provision limiting a mentored person participating in  
4 a mentored hunting program to the receipt of no more than one  
5 antlerless deer license in each license year. A person 17 years  
6 of age or older may participate in a mentored hunting program as  
7 a mentored hunter in no more than three licensing years.

8 (b) Penalties.--A violation of this subchapter relating to:

9 (1) Subsection (a) (1) insofar as it relates to hunting  
10 or furtaking without a valid license or licenses required is  
11 a summary offense of the third degree.

12 (2) Subsection (a) (1) insofar as it relates to signing a  
13 license is a summary offense of the eighth degree.

14 (2.1) Subsection (a) (1.1) is a summary offense of the  
15 seventh degree.

16 (3) Subsection (a) (2), (3), (4), (5) or (12) is a  
17 summary offense of the fifth degree.

18 (4) Subsection (a) (6), (7) or (8) is a summary offense  
19 of the seventh degree.

20 (5) Subsection (a) (10) or (11) is a summary offense of  
21 the first degree and may result in forfeiture of the  
22 privilege to hunt or take game or wildlife anywhere within  
23 this Commonwealth for a period of five years.

24 (6) Any of the other provisions of this subchapter or  
25 the regulations promulgated thereunder is a summary offense  
26 of the fifth degree.

27 (c) Separate offenses.--Each day of violation or each  
28 illegal act constitutes a separate offense.

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