

No. 330

AN ACT

Amending the act of May 2, 1925 (P. L. 448), 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," increasing fishing license fees, and allocating the increase for public fishing purposes and increasing issuing agents' fees.

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

Section 1. Subsection (a) of section 220, act of May 2, 1925 (P. L. 448), known as "The Fish Law of 1925," reenacted and amended July 28, 1953 (P. L. 666), is amended to read:

The Fish Law of 1925.

Subsection (a), section 220, act of May 2, 1925, P. L. 448, reenacted and amended July 28, 1953, P. L. 666, further amended.

Section 220. Resident Fishing License Fees.—(a) For the purposes of this article, every person sixteen years of age and upward, upon application to any issuing agent within the Commonwealth, or to the Department of Revenue, and, upon the establishment of his identity to the satisfaction of the issuing agent or the Department of Revenue by producing a bank book, letters, lodge cards, police cards, a motor vehicle operator's permit, or some other positive means of identification, that he has been a bona fide resident of this Commonwealth for a period of sixty days next preceding his application and was born in the United States, and, in the case of naturalized foreign-born residents, the production of such applicant's naturalization papers shall, upon the payment to the issuing agent or the Department of Revenue of a license fee of [two dollars and fifty cents (\$2.50)] *three dollars and twenty-five cents (\$3.25)* for the use of the Commonwealth, and, in the event that the license is issued by an issuing agent, a fee of [ten cents (10c)] *fifteen cents (15c)*, for the use of the issuing agent, be entitled to the license herein referred to as "a resident fishing license."

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Section 2. Subsections A and B of section 221 of the act, amended July 27, 1955 (P. L. 290), are amended to read:

Subsections A and B, section 221 of the act, amended July 27, 1955, P. L. 290, further amended.

Section 221. Non-resident and Alien Non-resident Fishing License Fees; Tourist Fishing License Fees for Non-residents and Alien Non-residents.—A. For the purposes of this article, every person, twelve years of age and upward, upon application to any issuing agent within the Commonwealth or to the Department of Revenue and the presentation of proof that he is a Canadian subject or citizen or a non-resident of this Common-

wealth but a citizen of the United States, and, in the case of naturalized foreign-born non-residents, the production of such applicants' naturalization papers, shall upon the payment to the issuing agent or the Department of Revenue of the same amount as is charged and received from non-residents by the State of which the applicant is a resident or the country of which the applicant is a subject or citizen for a similar license, plus the amount charged and received for a trout stamp or permit in cases where they are required, (not, however, less in any case than [two dollars and fifty cents (\$2.50)] *three dollars and twenty-five cents (\$3.25)* and, in the event that the license is issued by an issuing agent, the payment of [ten cents (10c)] *fifteen cents (15c)* for the use of the issuing agent, be entitled to the license herein referred to as a "non-resident fishing license."

B. For the purposes of this article, every person, twelve years of age and upward, upon application to any issuing agent within the Commonwealth or to the Department of Revenue and the presentation of proof that he is a non-resident of the Commonwealth but a citizen of the United States, and, in the case of naturalized foreign-born non-residents, the production of such applicants' naturalization papers, shall, upon the payment to the issuing agent or the Department of Revenue of a license fee of [two dollars and fifty cents (\$2.50)] *three dollars and twenty-five cents (\$3.25)* for the use of the Commonwealth, and, in the event that the license is issued by an issuing agent, a fee of [ten cents (10c)] *fifteen cents (15c)* for the use of the issuing agent be entitled to the license herein referred to as a "tourist fishing license" which shall be valid for period of five (5) consecutive days.

In case the license certificate is lost or destroyed, a duplicate can be secured from the Department of Revenue by making affidavit to that effect. In case the button is lost or destroyed, the licensee can make a duplicate, and in case both the license certificate and the button are lost or destroyed, a new license and button may be secured from the Department of Revenue upon making affidavit to that effect and the payment of a fee of fifty cents (50¢).

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Clause (n) of first paragraph, section 285 of the act, amended February 28, 1956, P. L. 1181, further amended.

Section 3. Clause (n) of the first paragraph of section 285 of the act, amended February 28, 1956 (P. L. 1181), is amended to read:

Section 285. Fish License Fund Established.—All fees, fines, penalties, and other moneys paid, received, recovered, and collected (a) under the provisions of any law repealed and replaced by this act and now held in

the State Treasury as a fund or any part of a fund separate and apart from the various purposes designated by law, or (b) that may be hereafter paid, recovered, received, and collected under the provisions of any act repealed and replaced by this act, or (c) that may be paid, received, recovered, and collected under the provisions of this act, shall be placed in a separate fund by the State Treasurer, to be known as "the fish fund," and shall be used solely for the payment of all expenses incurred by the Department of Revenue in procuring, issuing, or supervising the issuance of resident and non-resident fishing licenses and license buttons, and under the direction of the commission for the following purposes:

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(n) The sum of [twenty-five cents (25c)] *one dollar (\$1.00)* from each resident and *non-resident* fishing license fee [, being one-half of the increase in fees provided by this amendment,] shall be used exclusively for, (I) the acquisition [in the name of the Commonwealth by purchase of land and fishing waters or warm water ponds, or lands which because of their natural conditions can be converted into ponds, dams or reservoirs anywhere in the Commonwealth or in any part thereof, with such rights of ingress or egress to or from such waters as may be necessary to make the same available for use by the citizens of the Commonwealth for fishing and the maintenance thereof] *leasing, development, management and maintenance of public fishing waters and the carrying out of lake and stream reclamation and improvement,* (II) the rebuilding of torn out dams, and (III) the study of problems related to better fishing, *but in no event shall any of the funds be used for hatchery purposes or hatchery type research or hatchery management or artificial propagation of fish.* All moneys received under the provisions of this clause, and all expenditures made from such moneys, shall be shown in detail by the commission in every annual report or annual statement rendered by it.

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APPROVED—The 9th day of July, A. D. 1957.

GEORGE M. LEADER