

nary and extraordinary *cash* dividends and dividends payable in shares or other securities or obligations of corporations other than the [declaring] *distributing* corporation, shall be deemed income. Where the trustee shall have the option of receiving a dividend, either in cash or in the shares of the [declaring] *distributing* corporation, it shall be considered as a cash dividend and deemed income, irrespective of the choice made by the trustee.

Section 2. Section 5 of the act is amended by adding, at the end thereof, a new subsection to read:

Section 5 of act amended by adding a new subsection (7).

\* \* \* \* \*

Section 5. Corporate Dividends and Share Rights.—

\* \* \* \* \*

*(7) The trustee in his discretion may either distribute in kind any whole or fractional shares of stock or rights to subscribe which are deemed income under this section, or may sell such shares or rights and distribute the net proceeds.*

Section 3. The provisions of this amending act shall not apply to corporate dividends accruing prior to the effective date hereof.

Applicability.

APPROVED—The 1st day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 234

AN ACT

Amending the act of June 3, 1937 (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," further regulating closed periods for fox hunting and the use of dogs for hunting wild birds, wild animals and foxes.

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

The Game Law.

Section \*1. Section 719, act of June 3, 1937 (P. L. 1225), known as "The Game Law," amended July 19, 1951 (P. L. 1073), is amended to read:

Section 719, act of June 3, 1937, P. L. 1225, amended July 19, 1951, P. L. 1073, further amended.

Section 719. Training of Dogs on Certain Game; Exception for Fox Hunting.—Except as otherwise provided in this act, or in defense of person or property, it is unlawful for the owner of any dog or a dog under his control, to permit such dog to chase, pursue, or follow upon the track of any wild bird or wild animal either

\* "719" in original.

day or night, between the first day of April and the thirty-first day of July next following: Provided, however, That the commission, upon receipt of a petition signed by two hundred and fifty (250) or more residents of a county, who held hunting licenses of the previous year, or who are farmers or sheep raisers, whether licensed to hunt or not, shall by resolution, notice of which shall be published as required by this act, designate any county, or part thereof, in which hunting foxes with dogs at any time, either day or night, shall be lawful throughout the entire year *and each year thereafter*, except for such sixty-day period as the commission may designate, when complying with the provisions of this act relative to hunting licenses or permits. *Whenever it shall be determined by license holders of the previous year or farmers or sheep raisers whether licensed to hunt or not that a change is desirable in the closed period for fox hunting, then such change shall be accomplished by petition to the commission as provided above.*

During the hours from sunrise to nine o'clock post-meridian, eastern standard time, dogs, when accompanied by and under control of their owner or handler, may be trained upon any game in this Commonwealth, except elk, deer, or bear, or wild turkey, from the first day of August to the thirty-first day of March next following, unless said period be further restricted by resolution of the commission, so long as no firearms usually raised at arm's length and fired from the shoulder are carried and no injury is inflicted upon said animals or birds, except that during the foregoing period, and under the conditions stipulated, it shall be lawful to train dogs upon raccoons from sunrise to midnight, eastern standard time: Provided, however, (a) That it shall be unlawful to train dogs on Sunday, unless the consent of the owner of the land where such training is being done has first been secured, but no such consent shall be required in the case of State and National forest lands, and (b) that the commission may by resolution change the daily hours designated in this section to make adjustment for time changes or time designations established by Federal law or any regulations promulgated under Federal law.

"Under control" is hereby defined to mean within call except when actually on a trail or track of legal game.

Any person who shall train a dog or dogs, or permit a dog or dogs under his control, to pursue or follow upon the track of any small game, or other bird or animal, except elk, deer or bear, contrary to the foregoing provisions, shall, upon conviction, be sentenced to pay a fine of ten dollars and costs of prosecution for each offense.

APPROVED—The 1st day of August, A. D. 1963.

WILLIAM W. SCRANTON