

## No. 36

## AN ACT

## HB 250

Amending the act of June 3, 1937 (P.L.1225, No.316), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," increasing the resident hunters license fee, the license and tag fee for antlerless deer and certain issuing agents' fees.

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

Section 1. The first paragraph of section 302, act of June 3, 1937 (P.L.1225, No.316), known as "The Game Law," amended July 6, 1972 (No.170), is amended to read:

Section 302. Resident License Fees.—Each such resident as provided in the preceding section, upon application made, in writing to an agent authorized to issue such licenses within the Commonwealth, the presentation of proof that he is a citizen of the United States and a bonafide resident of this Commonwealth under the requirements of this article, and the establishment of his identity to the satisfaction of the authority issuing the license, or to the satisfaction of the justice of the peace, magistrate, or notary public, or any agent designated to receive applications for licenses, when taking such applications as hereinafter authorized, by producing a bank book, letters, lodge cards, police cards, a motor vehicle driver's license, or some other positive means of identification, and, in the case of naturalized foreign-born applicants, the production of such applicant's naturalization papers, unless any such person has been disqualified for a license in the manner hereinafter specified, and the payment to said agent or the commission of [**six dollars and seventy cents (\$6.70)**] *eight dollars and twenty-five cents (\$8.25)* except as hereinafter provided for certain minors and older persons, shall be entitled to a resident hunter's license and a tag with the number of the license thereon, which shall entitle the holder to hunt or trap for all wild birds and wild animals which may legally be hunted or trapped in this Commonwealth. Residents with the above qualifications, who are between the ages of twelve and sixteen inclusive or who are sixty-five years of age or more at the time of application, shall be entitled to a resident hunter's license and tag upon payment to said agent or the commission of, in the case of persons sixty-five years of age or more, [**five dollars and twenty cents (\$5.20)**] *five dollars and twenty-five cents (\$5.25)* and, in the case of persons between the ages of twelve and sixteen, [**four dollars and twenty cents (\$4.20).**] *five dollars and twenty-five cents (\$5.25)*. The application for the issuance of a license in such cases shall, in addition to the other information required, give the date of birth of the applicant.

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Section 2. The first paragraph of section 311, amended October 18, 1972 (No.241) and December 6, 1972 (No.327), is amended to read:

Section 311. Agents to Collect and Remit License Fees; Reports; Compensation.—The agents designated by the commission for the collection of said license fees, for their services rendered in collecting and paying over the same, shall, as long as they continue to be agents of the commission, be allowed to retain not to exceed the sum of **[twenty cents]** *twenty-five cents* from the amount paid for each resident hunter's license, and not to exceed thirty-five cents from the amount paid for each nonresident hunter's license, which amount shall be for the use of the county if the issuing agent is the county treasurer, or for other issuing agents shall be full compensation for services rendered by them under the provisions of this act, such compensation to be disposed of by the respective issuing agents as may now or hereafter be provided by law. Each issuing agent other than a county treasurer shall remit all balances arising from this source within five days after the end of each month to the State Treasurer, through the commission upon a form to be supplied by the commission. All such moneys shall be placed in the Game Fund by the State Treasurer.

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Section 3. The first and third paragraphs of subsection (c) of section 501 of the act, the first paragraph amended July 6, 1972 (No.170), and the third paragraph amended December 6, 1972 (No.327), are amended to read:

Section 501. Open Seasons.—\* \* \*

(c) Resident, Nonresident, and Alien Hunters' Licenses and Tags for Antlerless Deer.—If in any year the commission, by resolution, declares an open season for antlerless deer, it shall issue resident, nonresident and alien hunters' licenses and tags for antlerless deer to hunt for or kill such deer, at a fee of **[one dollar fifteen cents]** *two dollars thirty-five cents for the hunting license year beginning September 1, 1973 and three dollars thirty-five cents for the hunting license years beginning September 1, 1974 and thereafter* under such rules and regulations governing the issuance of such licenses and tags as it may deem necessary to limit the number of persons who may hunt for such deer in any county of the Commonwealth, provided public notice of such action is given as hereinafter required: And provided, however, That no applications, for antlerless deer licenses received from nonresidents and aliens shall be approved or licenses issued in advance of thirty days prior to the opening date of such antlerless deer season. Such licenses and tags shall be issued without restriction or regard to the county residence of the Pennsylvania applicant may be issued only to holders of resident, nonresident, or alien hunting licenses, and such licenses and tags shall not be transferable from one person to another nor shall they be refunded or reissued to anyone.

Notwithstanding the provisions of any regulation limiting the number of licenses and tags the commission shall issue resident hunters' licenses and tags for antlerless deer to members of Armed Forces who are residents of Pennsylvania and who are on full time active duty, or to residents who were honorably discharged from the Armed Forces within sixty days of the date of the application upon substantial proof of their military status.

\* \* \*

For services rendered in collecting and paying over fees and issuing licenses and tags, by mail or otherwise, such agents may retain the sum of ~~[fifteen]~~ *thirty-five* cents from the amount paid by each licensee, which amount shall be paid into the county treasury, except that such agents other than the county treasurer may retain therefrom any amounts necessary to reimburse them for any expenses, including compensation of employes, incurred in collecting such fees and issuing such licenses and tags.

\* \* \*

Section 4. Clause (z.1) of section 1401 of the act, added May 31, 1956 (P.L.1906, No.632) is amended to read:

Section 1401. Continuance of Game Fund; Appropriation.—All license fees, fines, permit fees, and other moneys received and collected (a) under the provisions of any law repealed and replaced by this act, and now held in the State Treasury as the Game Fund, or (b) that may be hereafter paid into the State Treasury under the provisions of any act so repealed or replaced, or (c) that may be paid into the State Treasury under the provisions of this act, shall be placed in the separate fund known as "The Game Fund," and shall be held separately and apart solely for the following purposes:

\* \* \*

(z.1) The sum of one dollar of the ~~[one dollar and fifteen cents (\$1.15)]~~ fee collected for issuing resident and nonresident hunters' licenses and tags for antlerless deer, shall be used solely for cutting or otherwise removing overshadowing tree growth, to produce underbrush sprouts and saplings for deer food and cover on game land.

Section 5. This act shall take effect immediately and shall apply to the hunting license years beginning September 1, 1973 and thereafter.

APPROVED—The 27th day of June, A. D. 1973.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly  
No. 36.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style with a large initial "C" and a prominent "T" at the end.

*Secretary of the Commonwealth.*