

No. 39
AN ACT

HB 827

Amending the act of December 15, 1959 (P. L. 1779), entitled, as amended, "An act relating to fish, frogs, tadpoles and turtles; 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," designating additional purposes for which moneys in The Fish Fund may be used.

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

Section 1. Clause (j) of section 290, act of December 15, 1959 (P. L. 1779), known as "The Fish Law of 1959," is amended to read:

Section 290. Fish License Fund Established.—All fees, fines, penalties and other moneys paid, received and collected (i) under the provisions of any law repealed and replaced by this act and now held in the State Treasury as a fund or any part of a fund separate and apart from the various purposes designated by law, or (ii) that may be hereafter paid, recovered, received and collected under the provisions of any act repealed and replaced by this act, or (iii) that may be paid, received, recovered and collected under the provisions of this act, shall be placed in a separate fund by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 nonresident fishing licenses, and under the direction of the Commission for the following purposes:

* * *

(j) Any contingent, incidental or other expenses of any kind or description reasonably necessary in carrying on the work of the Commission; including the costs of activities for the promotion of public interest in recreational and commercial fishing in the Commonwealth of Pennsylvania;

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APPROVED—The 30th day of June, A. D. 1967.

RAYMOND P. SHAFER

No. 40

AN ACT

HB 287

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 payment for damage done by bears to bees and bee keeping equipment.

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

Section 1. Section 1303, act of June 3, 1937 (P. L. 1225), known as "The Game Law," is amended to read:

Section 1303. Authority to Pay Bear Damage Claims.—The commission may pay for any damage done to livestock, or poultry or for protection to or damage done to bees or bee keeping equipment by

bears, upon lands open to public hunting if all such damages are reported to the nearest regular salaried officer of the commission, within [forty-eight hours] seven days, and such claims are presented in writing, under oath, to the director at Harrisburg, within ten days from the time such damage is [alleged] found to have been incurred.

No claim for damage to bees, or their hives, shall be paid where such hives are located more than three hundred yards from the residence of the owner, or from the residence of his employe or other agent in charge thereof, nor shall such claim for damage to bees or bee keeping equipment be paid to any person who is not a resident of the Commonwealth of Pennsylvania.

The director, as soon as possible after such complaint is received, shall detail two regular employes of the commission to interview the claimant, to inspect the property reported as injured, if not previously inspected, to collect such additional evidence as to them may appear necessary, and to effect a settlement of the claim when possible. The representatives of the commission shall have authority immediately to seize any property offered in evidence to support such claim, which shall be returned to the owner upon satisfaction of the claim.

In all cases where an agreement between such employes and the claimant is reached regarding the true value of damage sustained, and the director is satisfied that such claim is reasonable and fair, a voucher shall be drawn upon the Game Fund in the amount named in such finding. Where such employes and the claimant cannot agree upon the amount of damage, the director shall proceed as hereinafter provided.

APPROVED—The 30th day of June, A. D. 1967.

RAYMOND P. SHAFER

No. 41

AN ACT

SB 69

Amending the act of July 15, 1957 (P. L. 901), entitled "An act giving cities of the third class the right and power to adopt one of several plans of optional charters