

No. 187

AN ACT

SB 820

Amending the act of April 24, 1947 (P. L. 80), entitled "An act relating to the descent of the real and personal estates of persons dying intestate and the procedure in reference thereto," increasing the share of the surviving spouse and clarifying certain rules of descent.

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

Section 1. Clause (3) of section 2, act of April 24, 1947 (P. L. 80), known as the "Intestate Act of 1947," amended February 10, 1956 (P. L. 1037), is amended to read:

Section 2. Share of Surviving Spouse.—The surviving spouse shall be entitled to the following share or shares:

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(3) No Issue. The first [ten] twenty thousand dollars in value and one-half of the balance of the estate, if the decedent is survived by no issue. In case of partial intestacy, any amount received by the surviving spouse under the will shall satisfy pro tanto the [ten] twenty thousand dollar allowance; or

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Section 2. Clause (1) of section 4 of the act, amended December 22, 1965 (P. L. 1191), is amended to read:

Section 4. Rules of Descent.—The provisions of this act shall be applied to both real and personal estate in accordance with the following rules:

(1) Taking in Different Degrees. The shares descending under this act to the issue of the decedent, to the issue of his parents or grandparents or to his uncles or aunts or to their children or grandchildren, shall descend to them as follows: The part of the estate descending to any such persons shall be divided into as many equal shares as there shall be persons in the nearest degree of consanguinity to the decedent living and taking shares therein and persons in that degree who have died before the decedent and have left issue to survive him who take shares therein. One equal share shall descend to each such living person in the nearest degree and one equal share shall descend by representation to the issue of each such deceased person, except that no issue of a child of an uncle or aunt of the decedent shall be entitled to any share of the estate unless there be no relative as close as a child of an uncle or aunt living and taking a share therein, [then] in which case the grandchildren of uncles and aunts of the

decedent shall be entitled to share, but no issue of a grandchild of an uncle or aunt shall be entitled to any share of the estate.

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Section 3. This act shall take effect immediately.

APPROVED—The 9th day of October, A. D. 1967.

RAYMOND P. SHAFER

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No. 188

AN ACT

SB 923

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," authorizing hunting licenses for aliens.

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

Section 1. Section 303, act of June 3, 1937 (P. L. 1225), known as "The Game Law," amended July 30, 1963 (P. L. 360) and August 26, 1965 (P. L. 405), is amended to read:

Section 303. Nonresident Hunting and Alien [Nonresident] License Fees.—Every citizen of the United States who is a nonresident of this Commonwealth, upon application made, in writing to any agent authorized to issue such licenses, or to the Department of Revenue, [and the presentation of proof that he is a citizen of the United States,] unless any such person has been disqualified for a license in the manner hereinafter specified, and upon payment to said agent or commission of twenty-five dollars and thirty-five cents (\$25.35) shall be entitled to the license herein designated as a Nonresident Hunter's License and a tag with the number of the license thereon, which shall entitle the holder to hunt for all wild birds and wild animals which may legally be hunted in this Commonwealth, until the close of the license year. Other licenses valid for use by nonresidents and [alien nonresidents] aliens shall be as follows:

Nonresident trapper's license which shall be issued only upon application to the Commission in Harrisburg and which shall be effective for the same period as hunters' licenses shall entitle the holder to take through the use of traps or deadfalls only wild birds and wild animals which may legally be trapped in this Commonwealth, except beavers, twenty-five dollars (\$25). Nothing in this clause shall be construed to prohibit the holder of a nonresident trapper's license from using a sidearm or a rifle not larger than a .22 rimfire caliber to kill legally caught birds and animals.