

No. 1984-15

AN ACT

SB 780

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," prohibiting the release of the mailing list for the Pennsylvania Game News.

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

Section 1. Section 309.1 of the act of June 3, 1937 (P.L.1225, No.316), known as The Game Law, added April 8, 1982 (P.L.308, No.86), is amended to read:

Section 309.1. Limitation on Disclosure of Hunting License Records.—
(a) It is unlawful for any game protector, deputy game protector, hunting license issuing agent, or any officer, employe or agent of any Commonwealth agency, or any other private business or agency which makes or receives records of hunting and trapping licenses, or applications for obtaining hunting and trapping licenses of any type received pursuant to this act, to sell, publish, or disclose in any manner whatsoever those records or affiliations to any person except as necessary to carry out the functions and business of the Pennsylvania Game Commission, or for any person to purchase, secure, procure, or disclose any records or affiliations as described herein.

The provisions of this section shall not apply to records and reports:

- (1) Required for prosecutions of any violations of the game laws.
- (2) Required for administrative proceedings held pursuant to the laws of the Commonwealth of Pennsylvania.
- (3) Required for the prosecution of any violation of any Federal laws or the laws of any state of the United States.
- (4) Required to be published to enforce the suspension or revocation of hunting and trapping privileges by the commission.
- (5) Authorized by action of the commission for the sole purpose of exercising legitimate governmental function or duty.

(b) When such records and reports are made available by the commission for the limited purposes set forth in clauses (1) through (5) of *subsection (a)*, they shall not be published, circulated, or disclosed by the receiving agency for any purposes.

(c) Any person violating any provision of **[this section] subsection (a) or (b)** is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of one hundred dollars (\$100) and costs of prosecution for each offense and the record or report of each individual person shall constitute a separate offense.

(d) (1) *The commission shall not release the mailing list of subscribers to the Pennsylvania Game News magazine.*

(2) Any person who violates this subsection commits a summary-offense and shall be sentenced to pay a fine of one hundred dollars (\$100) for each name and address unlawfully released.

Section 2. This act shall take effect immediately.

APPROVED—The 17th day of February, A. D. 1984.

DICK THORNBURGH