

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 698 Session of 2015

INTRODUCED BY MARSHALL, BARRAR, CAUSER, EVERETT, FARINA, GINGRICH, HARHART, MALONEY, MILLARD, MOUL, MURT, MUSTIO, ORTITAY, RAPP, READSHAW, GILLEN, M. K. KELLER, GABLER, GIBBONS, ENGLISH, JOZWIAK, ZIMMERMAN AND DAVIS, MARCH 3, 2015

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, OCTOBER 27, 2015

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, in hunting and furtaking, further providing for
3 unlawful devices and methods; and, in special licenses and
4 permits, further providing for disabled person permits- <--
5 PERMITS FOR INDIVIDUALS WITH DISABILITIES. <--

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

8 Section 1. Section 2308(a)(7) of Title 34 of the
9 Pennsylvania Consolidated Statutes is amended to read:

10 § 2308. Unlawful devices and methods.

11 (a) General rule.--Except as otherwise provided in this
12 title, it is unlawful for any person to hunt or aid, abet,
13 assist or conspire to hunt any game or wildlife through the use
14 of:

15 * * *

16 (7) A vehicle or conveyance of any kind or its
17 attachment propelled by other than manpower. Nothing in this
18 subsection shall pertain to any of the following:

1 (i) A motorboat or sailboat if the motor has been
2 completely shut off or sail furled, and the progress
3 thereof has ceased.

4 (ii) A motorized wheelchair if the person has been
5 issued a permit to hunt under section 2923(a.1) (relating
6 to disabled person permits).

7 * * *

8 Section 2. Section 2923 of Title 34 is amended by adding a
9 subsection to read:

10 § 2923. Disabled person permits.

11 * * *

12 (a.1) Use of motorized wheelchair.--

13 (1) Unless further restricted by commission regulation,
14 a lifetime permit to hunt from a motorized wheelchair outside
15 of a vehicle may be issued to a person with permanent
16 disabilities who qualified for a hunting license under
17 Chapter 27 or who possesses a junior resident license under
18 section 2705(2) and who has a permanent or irreversible
19 physical disability and is unable to ambulate and requires a
20 wheelchair~~-, WALKER, ONE LEG BRACE OR EXTERNAL PROSTHESIS~~ <--
21 ABOVE THE KNEE, TWO LEG BRACES OR EXTERNAL PROSTHESES BELOW
22 THE KNEES, TWO CRUTCHES OR TWO CANES FOR MOBILITY.

23 (2) Permittees shall carry the permit upon their person
24 while hunting. Any person named on this permit may hunt while
25 using a motorized wheelchair and may use the motorized
26 wheelchair to flush or locate game. The firearm may be loaded
27 while the motorized wheelchair is in motion.

28 * * *

29 Section 3. This act shall take effect in 60 days.