

# PROPOSED RULEMAKINGS

## GAME COMMISSION

[ 58 PA. CODE CH. 143 ]

### Hunting and Furtaker Licenses; Bear Licenses

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed, at its February 1, 2011, meeting, to amend § 143.67 (relating to application) to grant the Director the authority to establish the application deadlines for bear licenses at periods as the Director determines.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

#### 1. Purpose and Authority

Prior to 2005, a hunter could purchase a bear license at the time he purchased a license or at any time up to the close of the established bear seasons. Certain individuals took advantage of this expansive purchasing period by harvesting bears during the concurrent regular firearms bear and deer seasons without the required bear license. It was only after these individuals successfully harvested a bear that they would then purchase a bear license to generate the appearance that they had lawfully harvested the bear. On April 26, 2005, the Commission amended § 143.67 to establish an earlier deadline for purchasing bear licenses, specifically prior to the opening of regular firearms deer season. See 35 Pa.B. 3934 (July 16, 2005). While this earlier deadline proved to remedy a portion of the problem, the Commission has since observed evidence that this same unscrupulous practice is being utilized by hunters to abuse the bear license requirement during the regular firearms bear season. The Commission is proposing to amend § 143.67 to grant the Director the authority to establish the application deadlines for bear licenses at earlier periods as determined in a further effort to curb these fraudulent license purchases.

Section 2722(g) of the code (relating to authorized license-issuing agents) directs the Commission to adopt regulations for the administration, control and performance of license issuing activities. The amendments to § 143.67 are proposed under this authority.

#### 2. Regulatory Requirements

The proposed rulemaking will amend § 143.67 to grant the Director the authority to establish the application deadlines for bear licenses at periods as the Director determines.

#### 3. Persons Affected

Persons wishing to hunt or trap bears within this Commonwealth will be affected by the proposed rulemaking.

#### 4. Cost and Paperwork Requirements

The proposed rulemaking should not result in additional cost or paperwork.

#### 5. Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

#### 6. Contact Person

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE,  
*Executive Director*

**Fiscal Note:** 48-328. No fiscal impact; (8) recommends adoption.

#### Annex A

#### TITLE 58. RECREATION

#### PART III. GAME COMMISSION

#### CHAPTER 143. HUNTING AND FURTKER LICENSES

#### Subchapter D. BEAR LICENSES

#### § 143.67. Application.

\* \* \* \* \*

(b) Applications for bear licenses [ **may be made prior to the opening of the regular firearms deer season** ] shall be submitted in accordance with periods set by the Director by persons who hold a valid regular hunting license.

[Pa.B. Doc. No. 11-511. Filed for public inspection March 25, 2011, 9:00 a.m.]

#### [ 58 PA. CODE CH. 141 ]

#### Hunting and Trapping; Big Game

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed, at its February 1, 2011, meeting, to amend § 141.41 (relating to general) to remove redundant and inconsistent language concerning mistake kills.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

#### 1. Purpose and Authority

On September 7, 2010, section 3 of the act of July 9, 2010 (P. L. 387, No. 54) (Act 54) became effective. While Act 54 primarily focuses on increasing penalties for poaching offenses and habitual offenders, it also incorporates various procedural requirements regarding mistake kills into section 2306 of the code (relating to killing game or wildlife by mistake) that had previously been administered through § 141.41. Furthermore, portions of the new statutory text increased reporting periods thus rendering

portions of the regulatory text as inconsistent. The Commission is proposing to amend § 141.41 to remove the redundant and inconsistent language.

Section 2102(a) of the code (relating to regulations) provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to § 141.41 are proposed under this authority.

#### 2. *Regulatory Requirements*

The proposed rulemaking will amend § 141.1 by deleting redundant and inconsistent language concerning mistake kills.

#### 3. *Persons Affected*

Persons wishing to hunt or trap game or wildlife within this Commonwealth will be affected by the proposed rulemaking.

#### 4. *Cost and Paperwork Requirements*

The proposed rulemaking should not result in additional cost or paperwork.

#### 5. *Effective Date*

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

#### 6. *Contact Person*

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE,  
*Executive Director*

**Fiscal Note:** 48-326. No fiscal impact; (8) recommends adoption.

### Annex A

#### TITLE 58. RECREATION

#### PART III. GAME COMMISSION

#### CHAPTER 141. HUNTING AND TRAPPING

#### Subchapter C. BIG GAME

#### § 141.41. General.

It is unlawful to:

(1) **[ Kill big game by mistake or accident and immediately after killing and before removing any big game from the location of the killing, fail to fully complete the proper game kill tag in compliance with the instructions printed on the tag and attach only the game kill tag to the big game.**

(2) **Kill big game by mistake or accident and fail to report the killing to the appropriate Commission regional office as soon as possible but no later than 12 hours after the time of kill.**

(3) **Fail, within 10 days of the kill, to complete the report card supplied with the hunting license for report-**

ing big game killed and mail the report card to the Commission in Harrisburg or by any other method designated by the Director.

**[ (4) ] (2)** Receive a DMAP permit without reporting in the manner prescribed on the permit.

**[ (5) ] (3)** Harvest more than one deer at a time before lawfully tagging a deer previously harvested when multiple harvests of deer per day are authorized, except as otherwise provided in § 141.1 (relating to special regulations areas).

[Pa.B. Doc. No. 11-512. Filed for public inspection March 25, 2011, 9:00 a.m.]

### [ 58 PA. CODE CH. 141 ]

#### Hunting and Trapping; Furbearers

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed, at its February 1, 2011, meeting, to amend §§ 141.62 and 141.63 (relating to beaver trapping; and definitions) and to add § 141.69 (relating to artificial cubbies) to define and clarify the standards regarding certain trapping activities.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

#### 1. *Purpose and Authority*

The Commission is proposing a variety of amendments to define and clarify the standards regarding certain trapping activities. First, the Commission is proposing to amend § 141.62 to clarify that the 20 trap or snare limitation is a Statewide total, not a wildlife management unit, watercourse or waterway limitation. The Commission is also proposing to amend § 141.63 to provide definitions for the terms "artificial cubby" and "foot encapsulating trap." Lastly, the Commission is proposing to add § 141.69 to authorize and set the conditions attendant to the use of artificial cubbies in trapping activities.

Section 2102(d) of the code (relating to regulations) provides "The commission shall promulgate regulations stipulating the size and type of traps, the type of firearms and ammunition and other devices which may be used, the manner in which and the location where the devices may be used, the species the devices may be used for and the season when the devices may be used." Section 2102(a) of the code provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to

§§ 141.62 and 141.63 and the addition of § 141.69 are proposed under this authority.

2. Regulatory Requirements

The proposed rulemaking will amend §§ 141.62 and 141.63 and add § 141.69 to define and clarify the standards regarding certain trapping activities.

3. Persons Affected

Persons wishing to hunt or trap game or wildlife within this Commonwealth will be affected by the proposed rulemaking.

4. Cost and Paperwork Requirements

The proposed rulemaking should not result in additional cost or paperwork.

5. Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. Contact Person

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE, Executive Director

Fiscal Note: 48-327. No fiscal impact; (8) recommends adoption.

Annex A
TITLE 58. RECREATION
PART III. GAME COMMISSION
CHAPTER 141. HUNTING AND TRAPPING
Subchapter D. FURBEARERS

§ 141.62. Beaver trapping.

\* \* \* \* \*

(b) Unlawful acts. It is unlawful to:

\* \* \* \* \*

(4) [ In an area where beavers are known to inhabit, set ] Set, tend or operate more than a combined Statewide total of 20 traps or snares no more than 10 of which may be traps. No more than two of the traps may be body gripping traps except in Wildlife Management Units 1B, 3A, 3B, 3C and 3D where the two body gripping trap limit does not apply.

\* \* \* \* \*

§ 141.63. Definitions.

In addition to the definitions contained in the act and this part, the following words, when used in the enforcement of section 2361[ (a)(11) ] of the act (relating to unlawful acts concerning taking of furbearers) have the following meanings, unless the context clearly indicates otherwise:

Artificial cubby—A baited enclosure constructed of natural or artificial material that is designed to house and corral a furbearer into a body-gripping trap.

\* \* \* \* \*

Foot encapsulating trap—A device that has all triggering and restraining mechanisms enclosed by a housing which, once set, allows access to the

triggering mechanism through a single opening not to exceed 2 inches in diameter or diagonally and is anchored by a swivel-mounted anchoring mechanism.

\* \* \* \* \*

§ 141.69. Artificial cubbies.

Furtakers are permitted to trap furbearers through the use of artificial cubbies when the following conditions are met:

(1) The artificial cubby is placed within an established watercourse, waterway, marsh, pond or dam.

(2) The entrance to the artificial cubby does not exceed 50 square inches.

(3) The triggering mechanism of the trap is recessed within the artificial cubby at least 7 inches from the entrance.

(4) The artificial cubby is anchored in a manner so that it cannot be moved or rolled.

[Pa.B. Doc. No. 11-513. Filed for public inspection March 25, 2011, 9:00 a.m.]

[ 58 PA. CODE CH. 141 ]

Hunting and Trapping; Hunting Hours

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its February 1, 2011, meeting, to amend § 141.4 (relating to hunting hours) by removing the limitations prohibiting the hunting of woodchuck, opossum, skunk and weasel during legal hunting hours of the spring gobbler season and to amend Chapter 141, Appendix G by updating the current hunting hours table and migratory bird hunting hours table to accurately reflect the dates and hours of legal hunting for the 2011-2012 hunting license year.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. Purpose and Authority

Each year there is a shift in calendar days for each month. As a result of this occurrence, the tables of hunting hours in Appendix G are amended and updated each year to reflect the current year's hunting dates and corresponding legal hunting hours. The Commission is proposing to amend Appendix G to update the tables of hunting hours for the 2011-2012 hunting year to reflect the annual change in days and subsequent hunting times. The Commission is also proposing to amend § 141.4 to remove the limitations prohibiting the hunting of woodchuck, opossum, skunk and weasel during legal hunting hours of the spring gobbler season. The Commission has determined that this amendment will increase hunting opportunities for hunters pursuing these species without creating unacceptable conflicts with hunters pursuing turkeys during gobbler season.

Section 322(c)(1) of the code (relating to powers and duties of commission) specifically empowers the Commission to "fix seasons, daily shooting or taking hours, and any modification thereof, and daily, season and possession limits for any species of game or wildlife." Section 2102(a) of the code (relating to regulations) provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to § 141.4 and Appendix G are proposed under this authority.

2. Regulatory Requirements

The proposed rulemaking will amend Appendix G to update the tables of hunting hours for the 2011-2012 hunting year to reflect the annual change in days and subsequent hunting times. The proposed rulemaking will also amend § 141.4 by removing the limitations prohibiting the hunting of woodchuck, opossum, skunk and weasel during legal hunting hours of the spring gobbler season.

3. Persons Affected

Persons wishing to hunt or trap game or wildlife within this Commonwealth during the 2011-2012 hunting year will be affected by the proposed rulemaking.

4. Cost and Paperwork Requirements

The proposed rulemaking should not result in additional cost or paperwork.

5. Effective Date

The proposed rulemaking will be effective upon final-form publication in the Pennsylvania Bulletin and will remain in effect until changed by the Commission.

6. Contact Person

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE, Executive Director

Fiscal Note: 48-324. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART III. GAME COMMISSION

CHAPTER 141. HUNTING AND TRAPPING

Subchapter A. GENERAL

§ 141.4. Hunting hours.

Except as otherwise provided, wild birds and animals may be hunted 1/2 hour before sunrise to 1/2 hour after sunset.

\* \* \* \* \*

(2) Raccoon, fox, skunk, opossum, coyote, bobcat and weasel may be hunted any hour, day or night, except during the restricted periods in paragraph (1) [ , and

woodchuck, opossum, skunk and weasel may not be hunted during legal hunting hours of the spring gobbler season ] .

\* \* \* \* \*

APPENDIX G. HUNTING HOURS

(Editor's Note: As part of this proposed rulemaking, the Commission is proposing to delete the text of the tables which appear in 58 Pa. Code pages 141-30—141-32, serial pages (349878)—(349880) and replace them with the following tables.)

HUNTING HOURS TABLE FOR JUNE 26, 2011 THROUGH JUNE 30, 2012

Table with 3 columns: Dates, Begin A.M., End P.M. Rows include dates from June 26 to Mar 11 with corresponding start and end times.

<i>Dates</i>	<i>Begin A.M.</i>	<i>End P.M.</i>
Mar. 18—24	6:36	7:41
Mar. 25—31	6:25	7:48
Apr. 1—7	6:14	7:55
Apr. 8—14	6:03	8:02
Apr. 15—21	5:52	8:10
Apr. 22—28	5:42	8:17
Apr. 29—May 5	5:33	8:24
May 6—12	5:24	8:31
May 13—19	5:17	8:38
May 20—26	5:11	8:44
May 27—June 2	5:06	8:50
June 3—9	5:02	8:59
June 10—16	5:02	8:59
June 17—23	5:03	9:02
June 24—30	5:05	9:03

\*Daylight Saving Time

**MIGRATORY GAME  
BIRD HUNTING HOURS TABLE**

<i>Dates</i>	<i>Begin A.M.</i>	<i>End P.M.</i>
Aug. 28—Sept. 3	6:00	7:29
Sept. 4—10	6:07	7:18
Sept. 11—17	6:13	7:06
Sept. 18—24	6:20	6:55
Sept. 25—Oct. 1	6:27	6:43
Oct. 2—8	6:34	6:32
Oct. 9—15	6:41	6:21
Oct. 16—22	6:48	6:11
Oct. 23—29	6:56	6:02
Oct. 30—Nov. 5	7:04	5:54
Nov. 6—12*ends	6:12	4:43
Nov. 13—19	6:20	4:38
Nov. 20—26	6:28	4:38
Nov. 27—Dec. 3	6:35	4:34
Dec. 4—10	6:41	4:35
Dec. 11—17	6:46	4:36
Dec. 18—24	6:50	4:37
Dec. 25—31	6:52	4:41
Jan. 1—7	6:48	4:44
Jan. 8—14	6:51	4:52
Jan. 15—21	6:47	5:00
Jan. 22—28	6:47	5:07
Jan. 29—Feb. 4	6:42	5:16
Feb. 5—11	6:34	5:24
Feb. 12—18	6:28	5:32
Feb. 19—25	6:19	5:39
Feb. 26—Mar. 3	6:09	5:49
Mar. 4—10	5:59	5:56
Mar. 11—17*begins	6:48	7:04

<i>Dates</i>	<i>Begin A.M.</i>	<i>End P.M.</i>
Mar. 18—24	6:36	7:11
Mar. 25—31	6:25	7:18
Apr. 1—7	6:14	7:25
Apr. 8—14	6:03	7:32

\*Daylight Saving Time

[Pa.B. Doc. No. 11-514. Filed for public inspection March 25, 2011, 9:00 a.m.]

**[ 58 PA. CODE CH. 141 ]**

**Hunting and Trapping; Protective Material**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed, at its February 1, 2011, meeting, to amend § 141.20 (relating to protective material required) to restructure the various fluorescent orange requirements into a more comprehensible set of requirements without altering the substantive standards.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

*1. Purpose and Authority*

Section 141.20 has been the subject of many regulatory amendments over the years both to create more stringent protective material requirements where greater safety was deemed warranted as well as eliminate protective material where they were deemed no longer necessary. By and large these amendments have achieved the intended results. However, the repeated piecemeal amendments completed over the years have created confusing and sometimes inconsistent language in this section. The Commission is proposing to amend § 141.20 to rectify these problems and achieve a more comprehensible set of requirements. Substantive changes have not been made to the requirements of any hunting seasons.

Section 2102(a) of the code (relating to regulations) provides that “The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth.” The amendments to § 141.20 are proposed under this authority.

*2. Regulatory Requirements*

The proposed rulemaking will amend § 141.20 by restructuring the various fluorescent orange requirements into a more comprehensible set of requirements without altering their substantive standards.

3. *Persons Affected*

Persons wishing to hunt or trap game or wildlife within this Commonwealth will be affected by the proposed rulemaking.

4. *Cost and Paperwork Requirements*

The proposed rulemaking should not result in additional cost or paperwork.

5. *Effective Date*

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. *Contact Person*

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE,  
*Executive Director*

**Fiscal Note:** 48-325. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 58. RECREATION**

**PART III. GAME COMMISSION**

**CHAPTER 141. HUNTING AND TRAPPING**

**Subchapter A. GENERAL**

**§ 141.20. Protective material required.**

\* \* \* \* \*

(b) *Permitted acts.* It is lawful to:

(1) Hunt without wearing daylight fluorescent orange-colored material for **applicable wildlife during the following seasons:**

(i) [ **Crows** ] All crow seasons.

(ii) [ **Doves** ] All dove seasons.

(iii) [ **Waterfowl** ] All waterfowl seasons.

(iv) [ **Any wildlife that can be lawfully harvested while hunting under the authority of a valid falconry permit** ] All falconry small game seasons.

(v) [ **Deer during the flintlock muzzleloader season with lawful firearms and ammunition for the flintlock muzzleloader season by properly licensed flintlock muzzleloader hunters** ] All flintlock muzzleloading deer seasons.

(vi) [ **Deer during the archery deer season with a bow and arrow or crossbow and bolt by properly licensed archery hunters** ] All archery deer seasons, except as **otherwise** provided in paragraphs (3)(ii) and (4)(ii).

(vii) [ **Bear during the archery bear season with a bow and arrow by properly licensed bear hunters** ] All archery bear seasons, except as **otherwise** provided in paragraph (3)(iii).

(viii) [ **Furbearers** ] All furbearer seasons, except coyote seasons.

(ix) [ **Coyotes except from the first day to the last day inclusive of the regular firearms deer season, any firearms bear season and spring turkey season**

**within each wildlife management unit ] All coyote seasons, except during the respective portion of any coyote season that runs concurrent with the legal hunting hours of any special firearms deer season, regular firearms deer season, regular firearms bear season or extended firearms bear season within each wildlife management unit, when the requirements of subsection (a) remain applicable.**

(x) [ **Turkey during the spring turkey season** ] All **spring turkey seasons.**

(2) Hunt for woodchucks **during any woodchuck season** while wearing a hat made of solid daylight fluorescent orange-colored material on the head only.

(3) Move about or relocate while wearing a hat containing a minimum of 100 square inches of a solid daylight fluorescent orange-colored material on the head only and be stationary without wearing the required orange-colored material when hunting for **applicable wildlife during the following seasons:**

(i) [ **Turkey during the fall turkey season in Wildlife Management Units** ] All fall turkey seasons in **wildlife management units 1A, 1B, 2A, 2B, 5B, 5C and 5D.**

(ii) [ **Deer with a bow and arrow or crossbow and bolt during any deer archery season which is concurrent with the** ] The respective portions of any archery deer season that runs concurrent with any fall turkey season within each wildlife management unit.

(iii) [ **Bear with a bow and arrow during any bear archery season, which is concurrent with the** ] The respective portions of any archery bear season that runs concurrent with any fall turkey season within each wildlife management unit.

(4) [ **Be on stand and stationary while hunting for turkey during the fall season in Wildlife Management Units 2C, 2D, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4B, 4C, 4D, 4E and 5A or deer during any firearms deer season that precedes the regular firearms deer season and in lieu of the required 250 square inches place a minimum of 100 square inches of daylight fluorescent orange-colored material within 15 feet of the hunter's location so it is visible in a 360° arc.** ] Move about or relocate while in compliance with subsection (a) and while stationary place a minimum of 100 square inches of daylight fluorescent orange-colored material within 15 feet of the hunter's location so it is visible in a 360° arc when hunting for applicable game or wildlife during the following seasons:

(i) All fall turkey seasons in wildlife management units 2C, 2D, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4B, 4C, 4D, 4E and 5A.

(ii) The respective portions of any archery deer season that runs concurrent with any early muzzleloading deer season or any special firearms deer season within each wildlife management unit.

\* \* \* \* \*

[Pa.B. Doc. No. 11-515. Filed for public inspection March 25, 2011, 9:00 a.m.]

[ 58 PA. CODE CH. 141 ]

**Hunting and Trapping; Special Regulations Areas**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its February 1, 2011, meeting, to amend § 141.1 (relating to special regulations areas) to expand the shotgun/muzzleloader single projectile exception to bear hunters and also to delete the defunct baiting provisions.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. *Purpose and Authority*

Current regulations generally prohibit the use of single projectile ammunition for big game hunting in special regulations areas. One prominent exception to this rule allows the use of muzzleloading long guns or shotguns that fire single projectiles in majority of special regulations areas. However, this exception is currently only extended to deer hunters. The Commission is proposing to amend § 141.1 to expand this exception to also extend to bear hunters. The Commission has determined that this expansion will increase hunting opportunity and success for many bear hunters in these areas without sacrificing safety. The Commission is also proposing to amend § 141.1 to delete the defunct baiting provisions that expired on March 31, 2010.

Section 2102(d) of the code (relating to regulations) provides "The commission shall promulgate regulations stipulating the size and type of traps, the type of firearms and ammunition and other devices which may be used, the manner in which and the location where the devices may be used, the species the devices may be used for and the season when the devices may be used." Section 2102(a) of the code provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to § 141.1 are proposed under this authority.

2. *Regulatory Requirements*

The proposed rulemaking will amend § 141.1 by expanding the shotgun/muzzleloader single projectile exception to bear hunters and also deleting the defunct baiting provisions.

3. *Persons Affected*

Persons wishing to hunt bear through the use of a shotgun or muzzleloader firing a single projectile in the special regulations areas may be affected by the proposed rulemaking.

4. *Cost and Paperwork Requirements*

The proposed rulemaking should not result in additional cost or paperwork.

5. *Effective Date*

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. *Contact Person*

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE,  
*Executive Director*

**Fiscal Note:** 48-323. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 58. RECREATION**

**PART III. GAME COMMISSION**

**CHAPTER 141. HUNTING AND TRAPPING**

**Subchapter A. GENERAL**

**§ 141.1. Special regulations areas.**

\* \* \* \* \*

(d) *Permitted acts.* It is lawful to:

(1) Except in Philadelphia County, Ridley Creek State Park, Delaware County and Tyler State Park, Bucks County, hunt and kill deer **and bear** through the use of a muzzleloading long gun or a shotgun, at least .410 gauge (rifled barrels permitted), including semiautomatics which, upon discharge, propel a single projectile.

\* \* \* \* \*

(5) [ **Hunt or take deer on private lands only in the southeast area through the use of or by taking advantage of bait.**

(i) **Bait may be placed or distributed 2 weeks prior to the opening of the first deer season through the close of the last deer season in each wildlife management unit. Bait accumulation in any one location may not exceed 5 gallons total volume at a given time.**

(ii) **This paragraph became effective December 26, 2006, and expires March 31, 2010, unless the Commission authorizes its continued legal effectiveness prior to March 31, 2010.**

(6) ] Harvest more than one deer at a time when multiple harvests of deer per day are authorized without first lawfully tagging previous harvests, provided all deer harvested are lawfully tagged immediately thereafter.

[Pa.B. Doc. No. 11-516. Filed for public inspection March 25, 2011, 9:00 a.m.]

[ 58 PA. CODE CH. 141 ]

**Hunting and Trapping; Wild Pheasant Recovery Areas**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its February 1, 2011, meeting, to amend § 141.28

(relating to wild pheasant recovery areas) to create and define the geographic location of the Franklin County Wild Pheasant Recovery Area (WPRA).

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

#### 1. Purpose and Authority

The Ring-necked Pheasant Management Plan calls for restoring self-sustaining and huntable ring-necked pheasant populations in suitable habitats in this Commonwealth by establishing at least four WPRAs by 2015. Wild-trapped pheasants are being released in existing WPRAs in an effort to establish populations of at least ten hens per square mile in the spring. WPRAs have been closed to game farm pheasant stocking and pheasant hunting. Dog training and small game hunting are also restricted in WPRAs to periods outside the population establishment phase. Three WPRAs were established in 2009 and one in 2010. The Commission is proposing to amend § 141.28 to create and define the geographic location of the Franklin County WPRA. The Commission anticipates wild-trapped pheasant releases in this area sometime in 2012.

Section 322(c)(4) of the code (relating to powers and duties of commission) specifically authorizes the Commission to "Define geographic limitations or restrictions." Section 2102(c) of the code (relating to regulations) directs that "The commission shall promulgate regulations concerning the transportation, introduction into the wild, importation, exportation, sale, offering for sale or purchase of game or wildlife or the disturbing of game or wildlife in their natural habitat." Section 2102(a) of the code provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to § 141.28 are proposed under this authority.

#### 2. Regulatory Requirements

The proposed rulemaking will amend § 141.27 to create and define the geographic location of the Franklin County WPRA.

#### 3. Persons Affected

Persons wishing to hunt wild pheasants, release propagated pheasants, train dogs or hunt small game within the area designated as the Franklin County WPRA may be affected by the proposed rulemaking.

#### 4. Cost and Paperwork Requirements

The proposed rulemaking will result in additional cost and paperwork associated with the creation and implementation of the new range permit program. This increase in cost and paperwork will be minimal and should be covered by current budgets.

#### 5. Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

#### 6. Contact Person

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE,  
Executive Director

**Fiscal Note:** 48-320. No fiscal impact; (8) recommends adoption.

### Annex A

#### TITLE 58. RECREATION

#### PART III. GAME COMMISSION

#### CHAPTER 141. HUNTING AND TRAPPING

#### Subchapter B. SMALL GAME

#### § 141.28. Wild pheasant recovery areas.

(a) *Definition.* For the purpose of this section, the phrase "wild pheasant recovery area" (WPRA) includes and is limited to the following geographic locations.

\* \* \* \* \*

(5) *Franklin County WPRA.* That Portion of Wildlife Management Units 4A and 5A in Franklin County from PA Rt. 30 on the northern border to the Pennsylvania/Maryland state border on the southern border, and from Cove Mountain on the western border to the towns of Laurich and Williamson and the Conococheague Creek on the eastern border. The WPRA is bounded on the north by PA Rt. 30 (Lincoln Highway). Beginning at the town of Fort Loudon at the intersection of PA Rt. 30 (Lincoln Highway) and PA Rt. 75, proceed east on PA Rt. 30 (Lincoln Highway), through St. Thomas, and continue east to Laurich. Just east of Laurich, proceed south along Back Creek to SR3012 (Jack Road). Proceed west along SR3012 (Jack Road), then south along Weber Road. Continue south and southwest along Weber Road to the intersection of Weber, Grapevine and Jacks Mill Roads. Proceed southwest along Grapevine Road and then northwest to intersection with SR 3013. Turn south onto SR 3013 (St Thomas Williamson Road) and then west onto State Rt. 995. Proceed west and then south on State Rt. 995 through Williamson to the West Branch of the Conococheague Creek (northeast of Welsh Run). Proceed along the West Branch of the Conococheague Creek to the confluence with Conococheague Creek. Follow the Conococheague Creek south to the Pennsylvania/Maryland state border. Proceed west along the PA/MD state border to State Rt. 456. Proceed northeast along State Rt. 456 to State Route 16. Proceed east on State Route



16 to Mountain Road. Proceed northeast on Mountain Road to State Rt. 75. Proceed northwest on State Rt. 75 to the intersection of State Rt. 75 and State Rt. 30 at Fort Loudon.

\* \* \* \* \*

[Pa.B. Doc. No. 11-517. Filed for public inspection March 25, 2011, 9:00 a.m.]

[ 58 PA. CODE CH. 131 ]
Preliminary Provisions

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its February 1, 2011, meeting, to amend § 131.2 (relating to definitions) by adding, amending and deleting certain definitions.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. Purpose and Authority

The Commission is proposing to amend § 131.2 by creating, amending and deleting certain definitions. The first amendment involves a reduction in the number of points required for a deer to meet the definition of an "antlered deer" in Wildlife Management Units (WMU) 1A, 1B, 2A, 2B and 2D. This reduction (from four to three points) is also accompanied by the elimination of consideration of brow tines as points. Commission staff has determined that this amendment will make it easier for hunters to determine the legal status of an antlered deer without having any substantial impacts on the age structure of antlered deer populations in the affected WMUs.

The remaining amendments involve the deletion of three redundant and outdated definitions as well as the addition of two definitions to aid in the implementation of the code.

Section 2102(a) of the code (relating to regulations) provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to § 131.2 are proposed under this authority.

2. Regulatory Requirements

The proposed rulemaking will amend § 131.2 by adding, amending and deleting certain definitions.

3. Persons Affected

Persons wishing to hunt or trap game or wildlife in this Commonwealth will be affected by the proposed rulemaking.

4. Cost and Paperwork Requirements

The proposed rulemaking should not result in additional cost or paperwork.

5. Effective Date

The proposed rulemaking will be effective upon final-form publication in the Pennsylvania Bulletin and will remain in effect until changed by the Commission.

6. Contact Person

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE, Executive Director

Fiscal Note: 48-322. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART III. GAME COMMISSION

CHAPTER 131. PRELIMINARY PROVISIONS

§ 131.2. Definitions.

In addition to the definitions contained in section 102 of the act (relating to definitions), the following words and terms, when used in this part or in the act, have the following meanings, unless the context clearly indicates otherwise:

\* \* \* \* \*

Antlered deer—

(i) In Wildlife Management Units 1A, 1B, 2A, 2B and 2D, a deer having [ four ] three or more points on one antler, not including brow tines which is the point immediately above the antler burr.

\* \* \* \* \*

[ Client—A person who receives the services of a guide. ]

\* \* \* \* \*

[ Guide—Any person who assists another person to hunt or take game by locating game, calling game or directing another to game.

Hunter ID number—A number issued by the Commission only to persons who do not have a valid Social Security number. ]

\* \* \* \* \*

Plugged shotgun—For the purpose of section 2308(a)(4) of the act (relating to unlawful devices and methods), any shotgun containing a one-piece plug, stop or filler in the magazine to reduce ammunition capacity that is incapable of removal without disassembling the shotgun or magazine.

\* \* \* \* \*

Venison—For the purpose of section 2312 of the act (relating to buying and selling game), any meat derived from a white-tailed deer.

[Pa.B. Doc. No. 11-518. Filed for public inspection March 25, 2011, 9:00 a.m.]

**[ 58 PA. CODE CH. 139 ]  
Seasons and Bag Limits**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its February 1, 2011, meeting, to amend § 139.4 (relating to seasons and bag limits for the license year) to provide updated seasons and bag limits for the 2011-2012 hunting license year.

The proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

The proposed rulemaking was made public at the February 1, 2011, meeting of the Commission. Comments can be sent until April 4, 2011, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

*1. Purpose and Authority*

The Commission is required to set hunting and furtaking seasons and bag limits on an annual basis. Although the 2011-2012 seasons and daily season and possession limits are similar to those set forth in 2010-2011, the 2011-2012 seasons and bag limits have been amended to reflect current available scientific data, population and harvest records, field surveys and professional staff observations, as well as recommendations received from staff, organized sporting groups, members of the agricultural community and others interested in the wildlife resources of this Commonwealth.

Section 322(c)(1) of the code (relating to powers and duties of commission) specifically empowers the Commission to “fix seasons, daily shooting or taking hours, and any modification thereof, and daily, season and possession limits for any species of game or wildlife.” Section 2102(b)(1) of the code (relating to regulations) authorizes the Commission to “promulgate regulations relating to seasons and bag limits for hunting or furtaking, the possession of certain species or parts thereof, the number and types of devices and equipment allowed, the identifi-

cation of devices and the use and possession of devices.” The amendments to § 139.4 are proposed under this authority.

*2. Regulatory Requirements*

The proposed rulemaking will amend § 139.4 by establishing when and where it is lawful to hunt and trap various game species and also place limits on the numbers that can be legally taken during the 2011-2012 license year.

*3. Persons Affected*

Persons wishing to hunt or trap game or wildlife in this Commonwealth during the 2011-2012 license year may be affected by the proposed rulemaking.

*4. Cost and Paperwork Requirements*

The proposed rulemaking should not result in additional cost or paperwork.

*5. Effective Date*

The effective dates of the proposed rulemaking are July 1, 2011, to June 30, 2012.

*6. Contact Person*

For further information regarding the proposed rulemaking, contact Richard R. Palmer, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

CARL G. ROE,  
*Executive Director*

**Fiscal Note:** 48-321. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 58. RECREATION**

**PART III. GAME COMMISSION**

**CHAPTER 139. SEASONS AND BAG LIMITS**

*(Editor’s Note:* As part of this proposed rulemaking, the Commission is proposing to delete the text in § 139.4 which appears in 58 Pa. Code pages 139-3—139-14.2, serial pages (349851)—(349862), (352933) and (352934) and replace it with the following text.)

**§ 139.4. Seasons and bag limits for the license year.**

**(SEASONS AND BAG LIMITS TABLE)**

**2011-2012 OPEN HUNTING AND FURTAKING SEASONS, DAILY LIMIT, FIELD POSSESSION LIMIT AND SEASON LIMIT OPEN SEASON INCLUDES FIRST AND LAST DATES LISTED**

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Squirrels—(Combined species) Eligible Junior Hunters only, with or without the required license, when properly accompanied as required by law	Oct. 8	Oct. 14	6	12
Squirrels—(Combined species)	Oct. 15	Nov. 26	6	12
	Dec. 12	and Dec. 23		
	Dec. 26	and Feb. 4, 2012		

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<i>Species</i>	<i>First Day</i>		<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Ruffed Grouse	Oct. 15		Nov. 26	2	4
		and			
	Dec. 12		Dec. 23		
		and			
	Dec. 26		Jan. 28, 2012		
Rabbits, Cottontail Eligible Junior Hunters only, with or without the required license, when properly accompanied as required by law	Oct. 8		Oct. 15	4	8
Rabbits, Cottontail	Oct. 22		Nov. 26	4	8
		and			
	Dec. 12		Dec. 23		
		and			
	Dec. 26		Feb. 25, 2012		
Ring-necked Pheasant—There is no open season for the taking of pheasants in any area designated as a wild pheasant recovery area within any wildlife management unit.					
Ring-necked Pheasant—Male only in WMUs 2A, 2B, 2C, 4C, 4E, 5A & 5B Eligible Junior Hunters only, with or without the required license, when properly accompanied as required by law	Oct. 8		Oct. 15	2	4
Ring-necked Pheasant—Male or female combined in WMUs 1A, 1B, 2D, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4B, 4D, 5C & 5D Eligible Junior Hunters only, with or without the required license, when properly accompanied as required by law	Oct. 8		Oct. 15	2	4
Ring-necked Pheasant—Male only in WMUs 2A, 2B, 2C, 4C, 4E, 5A & 5B	Oct. 22		Nov. 26	2	4
Ring-necked Pheasant—Male or female combined in WMUs 1A, 1B, 2D, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4B, 4D, 5C & 5D	Oct. 22		Nov. 26	2	4
		and			
	Dec. 12		Dec. 23		
		and			
	Dec. 26		Feb. 4, 2012		
Bobwhite Quail—The hunting and taking of bobwhite quail is permitted in all WMUs except in WMUs 4A, 4B, 5A, 5B, 5C & 5D where the season is closed.	Oct. 22		Nov. 26	4	8
Hares (Snowshoe Rabbits) or Varying Hares	Dec. 26		Dec. 31	1	2
Woodchucks (Groundhog)				Unlimited	
Porcupines				Unlimited	
Turkey—Male or Female WMUs 1A, 1B & 2A (Shotgun, Bow & Arrow only)	Oct. 29		Nov. 12	1	1
		and			
	Nov. 24		Nov. 26		

PROPOSED RULEMAKINGS

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
WMU 2B (Shotgun, Bow & Arrow only)	Oct. 29	Nov. 18		
		and		
	Nov. 24	Nov. 26		
WMUs 2C, 2D, 2E, 4A, 4B & 4D	Oct. 29	Nov. 12		
		and		
	Nov. 24	Nov. 26		
WMUs 2F, 2G, 3A, 3B, 3C, 3D, 4C & 4E	Oct. 29	Nov. 18		
		and		
	Nov. 24	Nov. 26		
WMUs 5A	Nov. 1	Nov. 3		
WMUs 5B, 5C & 5D	Closed to fall turkey hunting			
Turkey (Spring Gobbler) Statewide <sup>1</sup> Bearded Bird only			1	2
	Apr. 28, 2012	May 12, 2012	May be hunted 1/2 hour before sunrise to 12 noon	
		and		
	May 14, 2012	May 31, 2012	May be hunted 1/2 hour before sunrise to 1/2 hour after sunset	
Turkey (Spring Gobbler) Statewide Youth Hunt <sup>1</sup> Bearded Bird only Eligible junior hunters only with the required license and when properly accompanied as required by law	April 21, 2012	April 21, 2012	1	1

MIGRATORY GAME BIRDS

Except as further restricted by this chapter, the seasons, bag limits, hunting hours and hunting regulations for migratory game birds shall conform to regulations adopted by the United States Secretary of the Interior under authority of the Migratory Bird Treaty Act (16 U.S.C.A. §§ 703—711) as published in the *Federal Register* on or about August 27 and September 28 of each year. Exceptions:

(a) Hunting hours in § 141.4 (relating to hunting hours).

(b) Nontoxic shot as approved by the Director of the United States Fish and Wildlife Service is required for use Statewide in hunting and taking of migratory waterfowl.

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Crows (Hunting permitted on Friday, Saturday and Sunday only)	July 1	April 8, 2012	Unlimited	
Starlings and English Sparrows	No closed season except during the regular firearms deer seasons.		Unlimited	

FALCONRY

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Squirrels—(Combined species)	Sept. 1	Mar. 31, 2012	6	12
Quail	Sept. 1	Mar. 31, 2012	4	8
Ruffed Grouse	Sept. 1	Mar. 31, 2012	2	4
Cottontail Rabbits	Sept. 1	Mar. 31, 2012	4	8
Snowshoe or Varying Hare	Sept. 1	Mar. 31, 2012	1	2
Ring-necked Pheasant—Male and Female—(Combined)	Sept. 1	Mar. 31, 2012	2	4

Migratory Game Birds—Seasons and bag limits shall be in accordance with Federal regulations.

**WHITE-TAILED DEER**

<i>Species</i>	<i>First Day</i>		<i>Last Day</i>	<i>Season Limit</i>
Deer, Archery (Antlered & Antlerless) <sup>2</sup> (Statewide)	Oct. 1	and	Nov. 12	One antlered and an antlerless deer with each required antlerless license.
	Dec. 26		Jan. 16, 2012	
Deer, Archery (Antlerless only) WMUs 2B, 5C & 5D	Sep. 17	and	Sep. 30	An antlerless deer with each required antlerless license.
	Nov. 14		Nov. 26	
Deer, Archery (Antlered & Antlerless) <sup>2</sup> WMUs 2B, 5C & 5D	Oct. 1	and	Nov. 12	One antlered and an antlerless deer with each required antlerless license.
	Dec. 26		Jan. 28, 2012	
Deer, Regular firearms (Antlered & Antlerless) <sup>2</sup> WMUs 1A, 1B, 2B, 3A, 3D, 4A, 4C, 5A, 5B, 5C & 5D	Nov. 28		Dec. 10	One antlered, and an antlerless deer with each required antlerless license.
Deer, Regular firearms (Antlered only) <sup>2</sup> WMUs 2A, 2C, 2D, 2E, 2F, 2G, 3B, 3C, 4B, 4D & 4E	Nov. 28		Dec. 2	One antlered deer.
Deer, Regular firearms (Antlered & Antlerless) <sup>2</sup> WMUs 2A, 2C, 2D, 2E, 2F, 2G, 3B, 3C, 4B, 4D & 4E	Dec. 3		Dec. 10	One antlered, and an antlerless deer with each required antlerless license.
Deer, Special firearms (Antlerless only) (Statewide) Only Junior and Senior License Holders, <sup>3</sup> Commission Disabled Person Permit Holders (to use a vehicle as a blind), and Residents serving on active duty in the U.S. Armed Forces, or in the U.S. Coast Guard, with required antlerless license	Oct. 20		Oct. 22	An antlerless deer with each required antlerless license.
Deer, Muzzleloading (Antlerless only) (Statewide)	Oct. 15		Oct. 22	An antlerless deer with each required antlerless license.
Deer, Flintlock (Antlered or Antlerless) <sup>1</sup> (Statewide)	Dec. 26		Jan. 16, 2012	One antlered, or one antlerless-plus an additional antlerless deer with each required antlerless license.
Deer, Flintlock (Antlered or Antlerless) <sup>2</sup> WMUs 2B, 5C & 5D	Dec. 26		Jan. 28, 2012	An antlerless deer with each required antlerless license.
Deer, Extended Regular firearms (Antlerless) WMUs 2B, 5C & 5D	Dec. 26		Jan. 28, 2012	An antlerless deer with each required antlerless license.
Deer, Antlerless (Letterkenny Army Depot, Franklin County and New Cumberland Army Depot, York County and Fort Detrick, Raven Rock Site, Adams County)	Hunting is permitted on days established by the United States Department of the Army.			An antlerless deer with each required antlerless license.

**BLACK BEAR**

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Bear, any age (Archery only) <sup>4</sup> (Statewide)	Nov. 14	Nov. 18	1	1
Bear, any age (Statewide) <sup>4</sup>	Nov. 19	Nov. 23	1	1

## PROPOSED RULEMAKINGS

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Bear, any age <sup>4</sup> WMUs 3A, 3C and Portions of WMU 3B, East of Rt. 14 from Troy to Canton, East of Rt. 154 from Canton to Rt. 220 at Laporte and East of Rt. 42 from Laporte to Rt. 118 and that portion of 4E, East of Rt. 42.	Nov. 28	Dec. 3	1	1
Portions of WMUs 2G in Lycoming and Clinton counties and 3B in Lycoming County that lie North of the West Branch of the Susquehanna River from the Rt. 405 Bridge, West to Rt. 15 at Williamsport, Rt. 15 to Rt. 220, and North of Rt. 220 to the Mill Hall exit, North of SR 2015 to Rt. 150; East of Rt. 150 to Lusk Run Rd. and South of Lusk Run Rd. to Rt. 120, Rt. 120 to Veterans Street Bridge to SR 1001; East of SR 1001 to Croak Hollow Rd., South of Croak Hollow Rd. to Rt. 664 (at Swisssdale), South of Rt. 664 to Little Plum Rd. (the intersection of SR 1003), South of SR 1003 to SR 1006, South of SR 1006 to Sulphur Run Rd., South of Sulphur Run Rd. to Rt. 44, East of Rt. 44 to Rt. 973, South of Rt. 973 to Rt. 87, West of Rt. 87 to Rt. 864, South of Rt. 864 to Rt. 220 and West of Rt. 220 to Rt. 405 and West of Rt. 405 to the West Branch of the Susquehanna River.				
Bear, any age <sup>4</sup> WMUs 3D, 4C, 4D, 4E, 5B & 5C	Nov. 30	Dec. 3	1	1

## ELK

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Elk, Regular (Antlered & Antlerless) <sup>5</sup>	Oct. 31	Nov. 5	1	One e1k with required license
Elk, Special Conservation <sup>5</sup> (Antlered & Antlerless)	Sep. 1	Nov. 5	1	One e1k with required license
Elk, Extended (Antlered & Antlerless) <sup>5</sup>	Nov. 7	Nov. 12	1	One e1k with required license

## FURTAKING—TRAPPING

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Minks and Muskrats (Statewide)	Nov. 19	Jan. 8, 2012		Unlimited
Beaver (Statewide)	Dec. 26	Mar. 31, 2012		
WMUs 1A, 1B, 3A & 3C (Combined)			20	40
WMUs 2A, 2B, 2D, 2E, 2F, 3B & 3D (Combined)			20	20
WMUs 2C, 2G, 4A, 4B, 4C, 4D, 4E, 5A, 5B, 5C & 5D (Combined)			5	5
Coyotes, Foxes, Opossums, Raccoons, Skunks, Weasels—(Statewide)	Oct. 23	Feb. 19, 2012		Unlimited
Coyotes & Foxes—(Statewide) (Cable restraint devices may be used)	Dec. 26	Feb. 19, 2012		Unlimited
Bobcat (with appropriate permit) WMUs 2A, 2C, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4D & 4E	Dec. 17	Jan. 8, 2012	1	1
Fisher (with appropriate permit) WMUs 2C, 2D, 2E & 2F	Dec. 17	Dec. 22	1	1

## FURTAKING—HUNTING

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Coyotes—(Statewide)				Unlimited
Coyotes—(During any big game season)				Outside of any big game season may be taken with a hunting license or a furtaker's license and without wearing orange. May be taken while lawfully hunting big game or with a furtaker's license.

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Opossums, Skunks, Weasels (Statewide)	No closed season.			
Raccoons and Foxes—(Statewide)	Oct. 22	Feb. 18, 2012	Unlimited	
Bobcat (with appropriate permit) WMUs 2A, 2C, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4D & 4E	Dec. 17	Jan. 7, 2012	1	1

No open seasons on other wild birds or wild mammals.

<sup>1</sup> Only persons who possess a special wild turkey license as provided for in section 2709 of the act (relating to license costs and fees) may take a second spring gobbler during the hunting license year; all other persons, including mentored youth hunters, may take only one spring gobbler. A maximum of 2 gobblers per license year may be taken by any combination of licenses or exceptions for mentored youth.

<sup>2</sup> Only one antlered deer (buck) may be taken during the hunting license year.

<sup>3</sup> Includes persons who have reached or will reach their 65th birthday in the year of the application for the license and hold a valid adult license or qualify for license and fee exemptions under section 2706 of the act (relating to resident license and fee exemptions).

<sup>4</sup> Only one bear may be taken during the hunting license year.

<sup>5</sup> Only one elk may be taken during the hunting license year.

[Pa.B. Doc. No. 11-519. Filed for public inspection March 25, 2011, 9:00 a.m.]

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