

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA GAME COMMISSION

AGENDA

HARRISBURG, PENNSYLVANIA
April 20, 2010

A handwritten signature in black ink, appearing to read "Carl G. Roe". The signature is stylized with a large, sweeping initial "C" and a prominent "R".

Carl G. Roe
Executive Director

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Commonwealth of Pennsylvania
Pennsylvania Game Commission

Agenda

The Commission Meeting of the Pennsylvania Game Commission will be held on Tuesday, April 20, 2010 at 2001 Elmerton Avenue, Harrisburg, Pennsylvania beginning at 8:30 a.m.

Call to Order

Pledge of Allegiance

Roll Call of Commissioners

James J. Delaney, Jr., President
Ronald A. Weaner, Vice President
David W. Schreffler, Secretary
Gregory J. Isabella
Thomas E. Boop
David J. Putnam
Robert W. Schlemmer
Ralph A. Martone

Approval of Minutes of Minutes of Meeting held January 26, 2010

EXECUTIVE OFFICE

PROPOSED RULE MAKING

A. Amend 58 Pa. Code by adding §131.9.

Commentary:

It is the duty of the Pennsylvania Game Commission to propagate, manage and preserve the game or wildlife of the Commonwealth. To effectively manage the wildlife resources of this Commonwealth, the Commission participates in various reviews for development projects across the Commonwealth. The two most common types of records and reviews are those collected pursuant to the Voluntary Wind Power Cooperative Agreements and those collected through the screening process with the Pennsylvania Natural Heritage Program. While some records may overlap, these are two distinct bodies of records. Many times the information gathered and shared is with regard to threatened and endangered species and even more often the information is with regard to species of special concern and greatest conservation need. In many cases, it is developed by developers themselves and is proprietary with regard to the site, the protocol and the findings. In all cases, information gathered and shared during these reviews are necessary to formulate policy and recommendations regarding policy and actions, including regulations and decision about legal actions with regard to various types of development. In addition, the Commission keeps records regarding hunting and furtaking licenses in order to effectively manage the wildlife resources of this Commonwealth. Finally, many records contain personal identifying information which is necessary to predeliberative action, proprietary or the disclosure of which carries substantial and demonstrable risk of physical harm.

The Commonwealth established a new Right-to-Know Law, 65 P.S. §§67.101-67.3103, effective January 1, 2009. Pursuant to that law, the definition of public record has changed and the list of exemptions to disclosure has grown. Whereas under prior law, documents relating to reviews would not have been of the kind or character to be a public record, under current law they would be classified as such. In addition, hunting and furtaking license records were specifically exempt from disclosure by 34 Pa.C.S. §325. However, with the passage of the new law, questions have again arisen with regard to these two classes of sensitive information. In order to clarify for the Commission staff and the public how the new Right-to-Know Law will be implemented with regard to the classes of records indicated as those collected for review and those relating to hunting and furtaking licenses, the staff is proposing the amendment of 58 Pa. Code by adding a new section 131.9.

CHAPTER 131. PRELIMINARY PROVISIONS

§131.9. Disclosure of certain records.

In accordance with the Right-to-Know Law (65 P.S. §§ 67.101-67.3103), public access to the following records, wherever located, will and shall only be made as set forth in paragraphs (1)-(3):

(1) *Wind power records.* Commission annual reports and Pennsylvania Natural Heritage Program clearance correspondence respecting existing or proposed windpower facilities will be provided upon request, but redacted as necessary. All other records are predeliberative, proprietary or tending to identify the location of threatened or endangered species and will not be disclosed.

(2) *Pennsylvania Natural Heritage Program records.* Pennsylvania Natural Heritage Program clearance correspondence will be provided upon request, but redacted as necessary. All other records are predeliberative, proprietary or tending to identify the location of threatened or endangered species and will not be disclosed.

(3) *License records.* All annual accounts of license sales, all fiscal reports of license sales revenues and all summary wildlife harvest report records will be provided upon request. Under the limitations of section 325 of the act (relating to limitation on disclosure of certain records), individual license information or related harvest information will not be disclosed.

(4) *Personal Identifying Information.* Any request, the response to which includes personal identifying information will be redacted so as to only provide that information necessary to identify the person to the Commission. Personal Identifying information will not be disclosed as predeliberative, proprietary or tending to result in a substantial and demonstrable risk of physical harm to the person or the personal security of an individual and will not be disclosed without due process of law authorizing and ordering such disclosure.

Recommendation: The Executive Director and staff recommend the Commission approve this addition.

Action:

BUREAU OF WILDLIFE MANAGEMENT

ADOPTED RULE MAKING

A. Adoption of proposed amendments to §139.4.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following changes:

Amend §139.4 (relating to seasons and bag limits for the license year) to provide updated seasons and bag limits for the 2010-2011 hunting license year.

Recommendation: The Executive Director and staff continue to provide information to the Board.

Action:

EXHIBIT "A"

(SEASONS AND BAG LIMITS TABLE)

**2010-2011 OPEN HUNTING AND FUR TAKING SEASONS, DAILY LIMIT,
FIELD POSSESSION LIMIT AND SEASON LIMIT
OPEN SEASON INCLUDES FIRST AND LAST DATES LISTED**

| Species | First Day | Last Day | Daily Limit | Field Possession Limit After First Day |
|--|---|---|--------------------|---|
| <i>Squirrels</i> – (Combined species) <i>Eligible Junior Hunters only</i> , with or without the required license, when properly accompanied as required by law | Oct. 9 | Oct. 15 | 6 | 12 |
| <i>Squirrels</i> – (Combined species) | Oct. 16 and Dec. 13 and Dec. 27 | Nov. 27 Dec. 23 Feb. 5, 2011 | 6 | 12 |
| <i>Ruffed Grouse</i> | Oct. 16 and Dec. 13 and Dec. 27 | Nov. 27 Dec. 23 Jan. 22, 2011 | 2 | 4 |
| <i>Rabbits, Cottontail</i> <i>Eligible Junior Hunters only</i> , with or without the required license, when properly accompanied as required by law | Oct. 9 | Oct. 16 | 4 | 8 |
| <i>Rabbits, Cottontail</i> | Oct. 23 and Dec. 13 and Dec. 27 | Nov. 27 Dec. 23 Feb. 26, 2011 | 4 | 8 |
| <i>Ring-necked Pheasant</i> – 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. | | | | |

| Species | First Day | Last Day | Daily Limit | Field Possession Limit After First Day |
|---|---|------------------------------------|--------------------|---|
| <i>Ring-necked Pheasant - Male only</i> in WMUs 2A, 2B, 2C, 4C, 4E, 5A, & 5B <i>Eligible Junior Hunters only</i> , with or without the required license, when properly accompanied as required by law | Oct. 9 | Oct. 16 | 2 | 4 |
| <i>Ring-necked Pheasant - Male or female</i> combined in WMUs 1A, 1B, 2D, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4B, 4D, 5C & 5D <i>Eligible Junior Hunters only</i> , with or without the required license, when properly accompanied as required by law | Oct. 9 | Oct. 16 | 2 | 4 |
| <i>Ring-necked Pheasant - Male only</i> in WMUs 2A, 2B, 2C, 4C, 4E, 5A, & 5B | Oct. 23 | Nov. 27 | 2 | 4 |
| <i>Ring-necked Pheasant - Male or female</i> combined in WMUs 1A, 1B, 2D, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4B, 4D, 5C & 5D | Oct. 23 and Dec. 13 and Dec. 27 | Nov. 27 Dec. 23 Feb. 5, 2011 | 2 | 4 |
| Species | First Day | Last Day | Daily Limit | Field Possession Limit After First Day |
| <i>Bobwhite Quail</i> | No open season, except captive raised or propagated bobwhite quail may be taken on regulated hunting grounds, and public and private lands by permit. | | | |
| <i>Hares (Snowshoe Rabbits) or Varying Hares</i> | Dec. 27 | Jan. 1, 2011 | 1 | 2 |
| <i>Woodchucks (Groundhog)</i> | No closed season except during the regular firearms deer seasons and until noon daily during the spring gobbler turkey season. | | Unlimited | |

| Species | First Day | Last Day | Daily Limit | Season Limit |
|---|-------------------------------|-----------------|--------------------|---------------------|
| <i>Turkey - Male or Female</i> | | | 1 | 1 |
| WMUs 1A, 1B & 2A (Shotgun, Bow & Arrow only) | Oct. 30 | Nov. 13 | | |
| WMU 2B (Shotgun, Bow & Arrow only) | Oct. 30 | Nov. 19 | | |
| WMUs 2C, 2D, 2E, 4A, 4B & 4D | Oct. 30 | Nov. 13 | | |
| WMUs 2F, 2G, 3A, 3B, 3C, 3D, 4C & 4E | Oct. 30 | Nov. 19 | | |
| WMU 5A | Nov. 2 | Nov. 4 | | |
| WMUs 5B, 5C & 5D | Closed to fall turkey hunting | | | |
| <i>Turkey (Spring Gobbler) Statewide¹ Bearded Bird only</i> | April 30, 2011 | May 31, 2011 | 1 | 2 |
| <i>Turkey (Spring Gobbler) Statewide Youth Hunt¹ Bearded Bird only Eligible Junior Hunters only, with the required license and when properly accompanied as required by law</i> | April 23, 2011 | April 23, 2011 | 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.

| Species | First Day | Last Day | Daily Limit | Field Possession Limit After First Day |
|---|--|-----------------|--------------------|---|
| <i>Crows</i> (Hunting permitted on Friday, Saturday and Sunday only) | July 2 | April 10, 2011 | | Unlimited |
| <i>Starlings and English Sparrows</i> | No closed season except during the regular firearms deer seasons and until noon daily during the spring gobbler turkey season. | | | Unlimited |

FALCONRY

| Species | First Day | Last Day | Daily Limit | Field Possession Limit After First Day |
|--|---|-----------------|--------------------|---|
| <i>Squirrels</i> – (Combined species) | Sept. 1 | Mar. 31, 2011 | 6 | 12 |
| <i>Bobwhite Quail</i> | No open season, except captive raised or propagated bobwhite quail may be taken on regulated hunting grounds, and public and private lands by permit. | | | |
| <i>Ruffed Grouse</i> | Sept. 1 | Mar. 31, 2011 | 2 | 4 |
| <i>Cottontail Rabbits</i> | Sept. 1 | Mar. 31, 2011 | 4 | 8 |
| <i>Snowshoe or Varying Hare</i> | Sept. 1 | Mar. 31, 2011 | 1 | 2 |
| <i>Ring-necked Pheasant - Male and Female</i> - (Combined) | Sept. 1 | Mar. 31, 2011 | 2 | 4 |

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

WHITE-TAILED DEER

| Species | First Day | Last Day | Season Limit |
|--|--------------------------|------------------------------|--|
| <i>Deer, Archery (Antlered & Antlerless)</i> ² (Statewide) | Oct. 2 and Dec. 27 | Nov. 13 Jan. 15, 2011 | One antlered and an antlerless deer with each required antlerless license. |

WHITE-TAILED DEER – (Continued)

| Species | First Day | Last Day | Season Limit |
|--|---------------------------|------------------------------|---|
| <i>Deer, Archery (Antlerless only)</i> WMUs 2B, 5C & 5D | Sep. 18 and Nov. 15 | Oct. 1 Nov. 27 | An antlerless deer with each required antlerless license. |
| <i>Deer, Archery (Antlered & Antlerless)</i> ² WMUs 2B, 5C & 5D | Oct. 2 and Dec. 27 | Nov. 13 Jan. 29, 2011 | One antlered and an antlerless deer with each required antlerless license. |
| <i>Deer, Regular firearms (Antlered & Antlerless)</i> ² WMUs 1A, 1B, 2A, 2B, 2F, 3A, 3B, 3D, 4A, 4C, 5A, 5B, 5C & 5D | Nov. 29 | Dec. 11 | One antlered, and an antlerless deer with each required antlerless license. |
| <i>Deer, Regular firearms (Antlered only)</i> ² WMUs 2C, 2D, 2E, 2G, 3C, 4B, 4D & 4E | Nov. 29 | Dec. 3 | One antlered deer. |
| <i>Deer, Regular firearms (Antlered & Antlerless)</i> ² WMUs 2C, 2D, 2E, 2G, 3C, 4B, 4D & 4E | Dec. 4 | Dec. 11 | One antlered, and an antlerless deer with each required antlerless license. |
| <i>Deer, Special firearms (Antlerless only) (Statewide)</i> Only Junior and Senior License Holders, ³ 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. 21 | Oct. 23 | An antlerless deer with each required antlerless license. |
| <i>Deer, Muzzleloading (Antlerless only) (Statewide)</i> | Oct. 16 | Oct. 23 | An antlerless deer with each required antlerless license. |
| <i>Deer, Flintlock (Antlered or Antlerless)</i> ² <i>(Statewide)</i> | Dec. 27 | Jan. 15, 2011 | One antlered, or one antlerless-plus an additional antlerless deer with each required antlerless license. |
| <i>Deer, Flintlock (Antlered or Antlerless)</i> ² WMUs 2B, 5C & 5D | Dec. 27 | Jan. 29, 2011 | An antlerless deer with each required antlerless license. |
| <i>Deer, Extended Regular firearms (Antlerless only)</i> WMUs 2B, 5C & 5D | Dec. 27 | Jan. 29, 2011 | An antlerless deer with each required antlerless license. |

WHITE-TAILED DEER – (Continued)

Deer, (Antlerless only)

(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

| Species | First Day | Last Day | Daily Limit | Season Limit |
|--|------------------|-----------------|--------------------|---------------------|
| <i>Bear, any age (Archery only)</i> ⁴ <i>(Statewide)</i> | Nov. 15 | Nov. 19 | 1 | 1 |
| <i>Bear, any age (Statewide)</i> ⁴ | Nov. 20 | Nov. 23 | 1 | 1 |

ELK

| Species | First Day | Last Day | Daily Limit | Season Limit |
|---|------------------|-----------------|--------------------|--------------------------------|
| <i>Elk, Regular (Antlered & Antlerless)</i> ⁵ | Nov. 1 | Nov. 6 | 1 | One elk with required license. |
| <i>Elk, Special Conservation (Antlered & Antlerless)</i> ⁵ | Sept. 1 | Nov. 6 | 1 | One elk with required license. |
| <i>Elk, Extended (Antlered & Antlerless)</i> ⁵ | Nov. 8 | Nov. 13 | 1 | One elk with required license. |

FURTAKING - TRAPPING

| Species | First Day | Last Day | Daily Limit | Season Limit |
|---|------------------|-----------------|--------------------|---------------------|
| <i>Minks and Muskrats - (Statewide)</i> | Nov. 20 | Jan. 9, 2011 | | Unlimited |
| <i>Beaver - (Statewide)</i> | Dec. 26 | Mar. 31, 2011 | | |
| WMUs 2E, 2F & 2G (Combined) | | | 20 | 20 |
| WMUs 1A, 1B, 3A, 3B, 3C & 3D (Combined) | | | 20 | 40 |
| WMUs 2A, 2B, 2C, 2D, 4A, 4B, 4C, 4D, 4E, 5A, 5B, 5C & 5D (Combined) | | | 10 | 10 |

FURTAKING - TRAPPING – (Continued)

| Species | First Day | Last Day | Daily Limit | Season Limit |
|---|------------------|-----------------|--------------------|---------------------|
| <i>Coyotes, Foxes, Opossums, Raccoons, Skunks, Weasels - (Statewide)</i> | Oct. 24 | Feb. 20, 2011 | | Unlimited |
| <i>Coyotes & Foxes - (Statewide)</i> <i>(Cable restraint devices may be used)</i> | Dec. 26 | Feb. 20, 2011 | | Unlimited |
| <i>Bobcat - (with appropriate permit)</i> WMUs 2A, 2C, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4D & 4E | Dec. 18 | Jan. 9, 2011 | 1 | 1 |
| <i>Fisher - (with appropriate permit)</i> WMUs 2C, 2D, 2E & 2F | Dec. 18 | Dec. 23 | 1 | 1 |

FURTAKING - HUNTING

| Species | First Day | Last Day | Daily Limit | Season Limit |
|---|------------------|-----------------|--------------------|--|
| <i>Coyotes - (Statewide)</i> | | | | Unlimited |
| <i>Coyotes - (During any archery deer season)</i> | | | | Outside of any deer or bear season may be taken with a hunting license or a furtaker's license and without wearing orange. |
| <i>Coyotes - (During the regular firearms deer season and any bear season)</i> | | | | May be taken while lawfully hunting deer or with a furtaker's license. |
| <i>Coyotes - (During the regular firearms deer season and any bear season)</i> | | | | May be taken while lawfully hunting deer or bear or with a furtaker's license while wearing 250 square inches of daylight fluorescent orange-colored material in a 360 degree arc. |
| <i>Coyotes - (During the spring gobbler turkey season)</i> | | | | May be taken by persons who have a valid tag and meet fluorescent orange and shot size requirements. |
| <i>Opossums, Skunks, Weasels (Statewide)</i> | | | | No closed season. These species may not be hunted prior to noon during the spring gobbler turkey season. |
| <i>Raccoons and Foxes - (Statewide)</i> | Oct. 23 | Feb. 19, 2011 | | Unlimited |
| <i>Bobcat - (with appropriate permit)</i> WMUs 2A, 2C, 2E, 2F, 2G, 3A, 3B, 3C, 3D, 4A, 4D & 4E | Dec. 18 | Jan. 8, 2011 | 1 | 1 |

No open seasons on other wild birds or wild mammals.

¹ 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.

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

³ 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).

⁴ Only one bear may be taken during the hunting license year.

⁵ Only one elk may be taken during the hunting license year.

B. Adoption of proposed amendments to §141.1.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following change:

Amend §141.1 (relating to special regulations areas) to authorize the continued use of bait to hunt deer in the southeast special regulations areas by deleting the sunset provision.

Recommendation: The Executive Director and staff do not recommend FINAL ADOPTION of this amendment to 58 Pa. Code as shown on EXHIBIT "B."

Action:

EXHIBIT "B"

CHAPTER 141. HUNTING AND TRAPPING

Subchapter A. GENERAL

§141.1. Special regulations areas.

* * * * *

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

* * * * *

(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.

* * * * *

C. Adoption of proposed amendments to §§141.48 and 143.206.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following changes:

Amend §§ 141.48 (relating to elk management area and elk hunt zones) and 143.206 (relating to validity of license) to define important geographical terms and authorize the use of unfilled elk licenses to be used to harvest elk anywhere within the Commonwealth outside of the elk management area during any extended elk season following the regular elk season.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of these amendments to 58 Pa. Code as shown on EXHIBIT "C."

Action:

EXHIBIT "C"

CHAPTER 141. HUNTING AND TRAPPING

Subchapter C. BIG GAME

§141.48. Elk management area and elk hunt zones.

(a) *Elk management area.* The elk management area is comprised of that portion of Wildlife Management Unit 2G in McKean, Potter, Tioga, Elk, Cameron, Clinton, Lycoming, Clearfield and Centre Counties, bounded on the north by Route 6, on the east by Route 287, on the south by Route 220 and I-80 and on the west by Route 219.

(b) *Elk hunt zones.* The elk management area is comprised of one or more elk hunt zones as established by the Director on an annual basis prior to the opening of elk season. The divisional line between two or more elk hunt zones shall be the center of the highway, natural watercourse, other natural boundary or marked boundary.

CHAPTER 143. HUNTING AND FURTKER LICENSES

Subchapter K. ELK LICENSES

§143.206. Validity of license.

(a) *Elk hunt zones.* Except as provided in subsection (c), an elk license is valid for taking elk only in the elk hunt zones designated on the elk license.

(b) *Elk gender.* Except as provided in subsection (c), an elk license is valid for taking only an antlerless, antlered or either sex elk as designated on the elk license.

(c) *Exception.* Any unfilled antlered or antlerless elk license for any designated elk hunt zones is additionally valid for taking either an antlered or antlerless elk anywhere within this Commonwealth outside of the elk management area during any designated extended elk season following the regular elk season.

D. Adoption of proposed amendments to §141.62.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following change:

Amend §141.62 (relating to beaver trapping) to remove the applicability of the 2 body gripping traps per trapper limitation to WMU 1B.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of this amendment to 58 Pa. Code as shown on EXHIBIT "D."

Action:

EXHIBIT "D"

CHAPTER 141. HUNTING AND TRAPPING

Subchapter D. FURBEARERS

§141.62. Beaver trapping.

* * * * *

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

* * * * *

(4) In an area where beavers are known to inhabit, set, tend or operate more than a combined 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.

* * * * *

E. Adoption of proposed amendments to §141.66.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following change:

Amend §141.66 (relating to cable restraints) to establish December 26 as the opening date for the usage of cable restraints.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of this amendment to 58 Pa. Code as shown on EXHIBIT "E."

Action:

EXHIBIT "E"

CHAPTER 141. HUNTING AND TRAPPING

Subchapter D. FURBEARERS

§141.66. Cable restraints.

(a) Cable restraint devices may be used from December 26 until the end of the established trapping season to harvest red fox, gray fox, and coyote. Nontarget furbearing species incidentally captured in cable restraint devices during an open season for that species may be taken and utilized, provided the trapper possesses all applicable licenses and permits.

F. Adoption of proposed amendments to §147.701.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following change:

Amend §147.701 (relating to general) to update and implement the restructured permitting process for bobcats and fishers.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of this amendment to 58 Pa. Code as shown on EXHIBIT "F."

Action:

EXHIBIT "F"

CHAPTER 147. SPECIAL PERMITS

Subchapter S. FURBEARER HUNTING-TRAPPING PERMITS

§147.701. General.

This section provides for permits to be issued for the hunting and trapping of bobcat and the trapping of fisher during the seasons established and in areas designated under §139.4 (relating to seasons and bag limits for the license year).

(1) A permit will only be issued to those who possess a valid furtakers license, junior combination license or senior combination license.

(2) Permits will be made available through the Commission's Pennsylvania Automated Licensing System (PALS). The fee for the permit is \$5.

(3) Applications shall be submitted in accordance with periods set by the Director.

(4) Tagging requirements are as follows:

(i) A permitted person taking a bobcat or fisher shall immediately, before removing the animal from the location of the taking, fully complete and attach to the animal a carcass tag furnished with the permit. The carcass tag must remain attached to the animal until a permanent tag is provided.

(ii) A permitted person taking a bobcat or fisher shall report the harvest to the Commission within 48 hours of the taking by a means specified by the Director.

(iii) A permanent tag for a bobcat or fisher taken under this permit shall be provided by the Commission and locked immediately upon receipt of the tag. The permanent tag must be locked through the eyes of the pelt if it is to be exported beyond this Commonwealth. The tag must remain attached to the animal until it is mounted, tanned, made into a commercial fur or prepared for consumption.

(iv) A permitted person taking a bobcat or fisher shall surrender the carcass of this animal within 30 days if requested by the Commission.

PROPOSED RULE MAKING

G. Amend 58 Pa. Code, §141.28.

Commentary: 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 Wild Pheasant Recovery Areas (WPRAs) by 2015.

Wild-trapped pheasants will be released in WPRAs in an effort to establish populations of at least 10 hens per mi² in the spring, while WPRAs remain closed to game farm pheasant stocking and pheasant hunting, and dog training and small game hunting is restricted in critical periods during the population establishment phase. Three WPRAs were listed in 2009, and one additional area – the Hegins-Gratz Valley WPRAs – is proposed at this time to prepare for pheasant releases in 2011.

This new WPRAs and protection of wild-trapped pheasants released in WPRAs can be accomplished through the regulations amendment as outlined below.

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" (WPRAs) includes and is limited to the following geographic locations.

* * * * *

(4) *Hegins-Gratz Valley WPRAs.* That portion of WMU 4E in Schuylkill and Dauphin counties from Matterstown Road (Rt. 1007), to PA Rt. 901 at Taylorsville. The WPRAs is bounded on the north by the Mahantango Creek. Beginning at the town of Pillow in Dauphin county, proceeding east on Market Street (Rt. 1026) to the Mahantango Creek, which is the Northumberland and Dauphin county border until entering Schuylkill county at Klingerstown. Continuing northeast along the Mahantango Creek in Schuylkill county to Taylorsville Road (Rt. 4039) at Haas, to Taylorsville and then proceeding south on PA Rt. 901. Proceeding south and southeast on PA Rt. 901 to I-81. Proceeding southwest on I-81 and then west on PA Rt. 25, then from PA Rt. 25, proceeding south and west on Dell Road and then northwest and west on Pine Drive (State Hwy. 4009), continuing west on Pine Drive, T593 and north on T592 to Pine Creek. The southern boundary then follows Pine Creek west along the northern side of Broad Mountain to Spring Glen. From Spring Glen, continuing west on PA Rt. 25, crossing into Dauphin county to Gratz, then proceeding southwest from Gratz on Spektown Road (State Hwy. 1014) to South Crossroads Road (PA Rt. 1009). Proceeding south on South Crossroads Road (PA Rt. 1009) to PA Rt. 209 and southwest to Elizabethville. From Elizabethville continue west on Main Street (PA Rt. 209), then turn north onto Botts Road (T462). At the first intersection, turn north onto Feidt Road (T461), then turn

east onto West Matterstown Road (Rt. 4008), turn north onto Matterstown Road (Rt. 1007). Turn right or east onto Berrysburg Road (PA Rt. 25) which turns into Market St. Turn left or north onto Lykens St. Turn right or east onto Mountain Road (T639). Turn left or north on PA Rt. 225 into Pillow on PA Rt. 225, ending at Market St. (Rt. 1026).

(b) *Prohibitions.* It is unlawful to:

* * * * *

(2) Train dogs in any manner or hunt small game from [~~the end of small game season~~] the first Sunday in February through July 31 within any area designated as a wild pheasant recovery area.

Recommendation: The Executive Director and staff recommend the Commission approve this change.

Action:

BUREAU OF WILDLIFE PROTECTION

ADOPTED RULE MAKING

A. Adoption of proposed amendments to §141.4.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following change:

Amend §141.4 (relating to hunting hours) to update the tables of hunting hours for the 2010-2011 hunting year to reflect the annual change in days and subsequent hunting times.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of this amendment to 58 Pa. Code as shown on EXHIBIT "A."

Action:

EXHIBIT "A"

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.

* * * * *

(See Pennsylvania Meridian Map, Hunting Hours and
Migratory Game Bird Hunting Hours Tables)

**HUNTING HOURS TABLE
FOR JUNE 27, 2010 THROUGH JULY 2, 2011**

| Dates | Begin A.M. | End P.M. | Dates | Begin A.M. | End P.M. |
|------------------------|------------|----------|-----------------------|------------|----------|
| June 27 – July 3 | 5:07 | 9:03 | Jan. 2 – 8 | 6:52 | 5:17 |
| July 4 – 10 | 5:11 | 9:01 | Jan. 9 – 15 | 6:52 | 5:23 |
| July 11 – 17 | 5:16 | 8:57 | Jan. 16 – 22 | 6:50 | 5:33 |
| July 18 – 24 | 5:22 | 8:52 | Jan. 23 – 29 | 6:46 | 5:39 |
| July 25 – 31 | 5:28 | 8:45 | Jan. 30 – Feb. 5 | 6:41 | 5:47 |
| Aug. 1 – 7 | 5:35 | 8:37 | Feb. 6 – 12 | 6:34 | 5:56 |
| Aug. 8 – 14 | 5:42 | 8:29 | Feb. 13 – 19 | 6:26 | 6:04 |
| Aug. 15 – 21 | 5:52 | 8:19 | Feb. 20 – 26 | 6:17 | 6:08 |
| Aug. 21 – 28 | 5:55 | 8:08 | Feb. 27 – Mar. 5 | 6:07 | 6:20 |
| Aug. 29 – Sept. 4 | 6:01 | 7:57 | Mar. 6 – 12 *begins | 6:58 | 7:28 |
| Sept. 5 – 11 | 6:08 | 7:46 | Mar. 13 – 19 | 6:46 | 7:35 |
| Sept. 12 – 18 | 6:14 | 7:34 | Mar. 20 – 26 | 6:34 | 7:42 |
| Sept. 19 – 25 | 6:21 | 7:23 | Mar. 27 – Apr. 2 | 6:23 | 7:50 |
| Sept. 28 – Oct. 2 | 6:28 | 7:11 | Apr. 3 – 9 | 6:12 | 7:57 |
| Oct. 3 – 9 | 6:35 | 7:00 | Apr. 10 – 16 | 6:01 | 8:04 |
| Oct. 10 – 16 | 6:42 | 6:50 | Apr. 17 – 23 | 5:50 | 8:09 |
| Oct. 17 – 23 | 6:50 | 6:40 | Apr. 24 – 30 | 5:40 | 8:18 |
| Oct. 24 – 30 | 6:57 | 6:31 | May 1 – 7 | 5:30 | 8:25 |
| Oct. 31 – Nov. 6 *ends | 6:05 | 5:23 | May 8 – 14 | 5:25 | 8:32 |
| Nov. 7 – 13 | 6:13 | 5:14 | May 15 – 21 | 5:15 | 8:39 |
| Nov. 14 – 20 | 6:21 | 5:09 | May 22 – 28 | 5:10 | 8:45 |
| Nov. 21 – 27 | 6:29 | 5:07 | May 29 – June 4 | 5:05 | 8:51 |
| Nov. 28 – Dec. 4 | 6:36 | 5:06 | June 5 – 11 | 5:03 | 8:56 |
| Dec. 5 – 11 | 6:42 | 5:06 | June 12 – 18 | 5:02 | 9:00 |
| Dec. 12 – 18 | 6:47 | 5:07 | June 19 – 25 | 5:03 | 9:03 |
| Dec. 19 – 25 | 6:49 | 5:09 | June 26 – July 2 | 5:06 | 9:03 |
| Dec. 26 – Jan. 1 | 6:52 | 5:12 | *Daylight Saving Time | | |

MIGRATORY GAME BIRD HUNTING HOURS TABLE

| Dates | Begin A.M. | End P.M. | Dates | Begin A.M. | End P.M. |
|-----------------------|------------|----------|-----------------------|------------|----------|
| Aug. 29 – Sept. 4 | 6:01 | 7:27 | Dec. 26 – Jan. 1 | 6:52 | 4:42 |
| Sept. 5 – 11 | 6:08 | 7:16 | Jan. 2 – 8 | 6:52 | 4:47 |
| Sept. 12 – 18 | 6:14 | 7:04 | Jan. 9 – 15 | 6:52 | 4:53 |
| Sept. 19 – 25 | 6:21 | 6:53 | Jan. 16 – 22 | 6:50 | 5:03 |
| Sept. 26 – Oct. 2 | 6:28 | 6:41 | Jan. 23 – 29 | 6:46 | 5:09 |
| Oct. 3 – 9 | 6:35 | 6:30 | Jan. 30 – Feb. 5 | 6:41 | 5:17 |
| Oct. 10 – 16 | 6:42 | 6:20 | Feb. 6 – 12 | 6:34 | 5:26 |
| Oct. 17 – 23 | 6:50 | 6:10 | Feb. 13 – 19 | 6:26 | 5:34 |
| Oct. 24 – 30 | 6:57 | 6:01 | Feb. 20 – 26 | 6:17 | 5:38 |
| Oct. 31 – Nov. 6*ends | 6:05 | 4:53 | Feb. 27 – Mar. 5 | 6:07 | 5:50 |
| Nov. 7 – 13 | 6:13 | 4:44 | Mar. 6 – 12*begins | 6:58 | 6:58 |
| Nov. 14 – 20 | 6:21 | 4:39 | Mar. 13 – 19 | 6:46 | 7:05 |
| Nov. 21 – 27 | 6:29 | 4:37 | Mar. 20 – 26 | 6:34 | 7:12 |
| Nov. 28 – Dec. 4 | 6:36 | 4:36 | Mar. 27 – Apr. 2 | 6:23 | 7:20 |
| Dec. 5 – 11 | 6:42 | 4:36 | Apr. 3 – 9 | 6:12 | 7:27 |
| Dec. 12 – 18 | 6:47 | 4:37 | Apr. 10 – 16 | 6:01 | 7:34 |
| Dec. 19 – 25 | 6:49 | 4:39 | *Daylight Saving Time | | |

PROPOSED RULE MAKING

B. Amend 58 Pa. Code, §141.20.

Commentary:

At its April 18, 2007 Commission meeting, the Commission adopted amendments to §141.20 that permitted the posting of protective material within 15 feet of a blind meeting the requirements of section 2308(a)(3) of the act in lieu of wearing the required protective material on their person while hunting during any firearms season for deer, elk or bear. These amendments were made in response to concerns raised by hunters regarding the then current requirement that protective material be worn only on their person inside a manufactured blind where its visual effectiveness is severely diminished did not afford adequate safety for hunters. Upon further reflection of this issue, the Commission has determined that a mandatory posting of protective material outside a manufactured blind for all hunters who choose to utilize them while hunting during any firearms season for deer, elk or bear will better protect their safety rather than the current voluntary alternative. To this end, the Commission is proposing to amend §141.20 to eliminate the voluntary posting of protective material outside of manufactured blinds allowance and in the alternative require that all hunters hunting during any firearms season for deer, elk or bear post a minimum of 100 square inches of daylight fluorescent orange-colored material within 15 feet of a blind meeting the requirements of 2308(a)(3) of the act in a manner that is visible within a 360 degree arc in addition to requirement of the wearing of protective material on their persons.

CHAPTER 141. HUNTING AND TRAPPING

Subchapter A. GENERAL

§141.20. Protective material required.

* * * * *

(a.1) *Additional requirements.* It is unlawful to hunt during any firearms season for deer, elk or bear from any blind meeting the requirements in section 2308(b)(3) of the act (relating to unlawful devices and methods) without placing a minimum of 100 square inches of daylight fluorescent orange-colored material within 15 feet from the blind so it is visible in a 360 degree arc.

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

* * * * *

~~[(5) — Hunt during any firearms season for deer, elk or bear from any blind meeting the requirements in section 2308(b)(3) of the act and in lieu of wearing the required 250 square inches of daylight fluorescent orange colored material on the head, chest and back combined, place a minimum of 100 square inches of daylight fluorescent orange colored material within 15 feet from the blind in a manner that it is visible in a 360 degree arc.]~~

Recommendation: The Executive Director and staff recommend the Commission approve this change.

Action:

BUREAU OF ADMINISTRATION

ADOPTED RULE MAKING

A. Adoption of proposed amendments to §143.45.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following change:

Amend §143.45 (relating to completing and submitting applications) to authorize county treasurers to begin selling antlerless licenses over the counter on the first Monday in October.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of this amendment to 58 Pa. Code as shown on EXHIBIT "A."

Action:

EXHIBIT "A"

CHAPTER 143. HUNTING AND FURTKER LICENSES

Subchapter C. ANTLERLESS DEER LICENSES

§143.45. Completing and submitting applications.

(a) Except as otherwise provided in §143.52 (relating to procedure for unlimited antlerless licenses) and for those applications submitted by qualified landowners, it is unlawful for a county treasurer to accept an application other than by regular first class mail delivered through and by the United States Postal Service. Applications for unsold antlerless deer licenses shall be accepted by county treasurers over the counter and may immediately be processed if licenses are available beginning on the first Monday in October.

* * * * *

BUREAU OF WILDLIFE HABITAT MANAGEMENT

ADOPTED RULE MAKING

- A. Adoption of proposed amendments to §135.1 and by adding Subchapter M to Chapter 135.

Commentary: To effectively manage the wildlife resources of this Commonwealth, the Game Commission, at its January 26, 2010 meeting, proposed the following changes:

Amend §135.1 (relating to scope) and add Subchapter M (relating to purchase of properties at auction and tax sales) to Chapter 135 to authorize the Executive Director to bid on real estate, oil, gas or mineral rights at auction or tax sales.

Recommendation: The Executive Director and staff recommend FINAL ADOPTION of these amendments to 58 Pa. Code as shown on EXHIBIT "A."

Action:

EXHIBIT "A"

CHAPTER 135. LANDS AND BUIDLINGS

Subchapter A. GENERAL PROVISIONS

§135.1. Scope.

This chapter regulates and controls the use and administration of lands, waters and buildings under Commission, ownership, lease or jurisdiction.

Subchapter M. PURCHASE OF PROPERTIES AT AUCTION AND TAX SALES

Sec.

135.240. Delegation of authority.

§135.240. Delegation of authority.

(a) The Commission will delegate authority to the Director to bid on real estate, oil, gas or mineral rights at auction or tax sale and to request down payment checks to bid on property at auction.

(b) The exercise of this authority delegated to the Director is limited to the following:

(1) The Director will notify the Board of Commissioners of the pending auction sale date and verify that due to unforeseen time constraints the Director deems there to be an immediate need to react to the sale in the best interest of the Commission and sportsmen.

(2) The purchase price at auction may not exceed \$500,000 without further additional approval from the majority of the Board of Commissioners.

(3) Successful bids shall be made known to the general public at the next regularly scheduled meeting of the Board of Commissioners.

(c) Further action will not be necessary on the part of the Board of Commissioners to hold settlement, pay the remainder of the purchase price or consummate the transaction.

REAL ESTATE

B. Acquisition

1. Contract No. 3565, State Game Land No. 331, Clearfield County

Commentary:

The Conservation Fund is offering a tract of land totaling 359 +/- acres in Huston Township, Clearfield County, adjoining State Game Land No. 331 (Exhibit RED 1). The option price is \$323,100 lump sum payment with \$137,200 being paid from the Game Fund and the balance shall be paid from the Blanche Pollum Estate, whose bequest to the Game Commission stipulated that land be purchased within 15 air miles of DuBois and by third party commitments for compensation of habitat and recreational losses from previously approved Commission actions. The option excepts and reserves all timber and timber rights for 15 years from the date the deed is transferred to the Commission. Specific timber harvesting provisions have been agreed to which follow best management practices for Pennsylvania forests and allow the timber to be harvested in close coordination with the Commission. No conifers shall be cut unless mutually agreed to by both parties. This tract is an indenture into the northwest boundary of State Game Land No. 331 and is predominantly forested with mixed northern hardwoods. Wetlands are located along the low laying areas associated with the upper reaches of the Bennett Branch of Sinnemahoning Creek.

2. Contract 3566, Howard Nursery, Centre County

Commentary:

The Estate of Louise P. Leathers is offering a tract of land totaling 85 +/- acres in Howard Township, Centre County adjacent to the Game Commission's Howard Nursery (Exhibit RED 2). The option price is \$386,000 lump sum to be paid by third party commitments for compensation of habitat and recreational losses from previously approved Commission actions. There is a reservation of a 1inch waterline from an existing springhouse to the property of one of the heirs of the Louise P. Leathers Estate. This property also adjoins U.S.A. Army Corps of Engineers property at the Corps' Foster Joseph Sayers Dam flood control project. The property has approximately 45 acres in tillage agricultural fields with the remaining 40 acres in mixed northern hardwoods. The property is easily accessible by way of State Route 150 along the northern border of the property and Dowdy Hole Road a Township Road which bisects the property to the south.

Recommendation:

The Executive Director and staff recommend the options listed above be accepted and the Commission authorizes the Bureau of Wildlife Habitat Management to proceed with the acquisition of this tract.

Action:

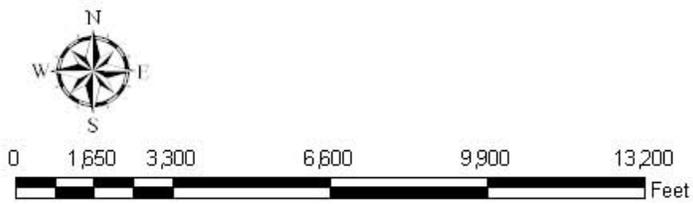
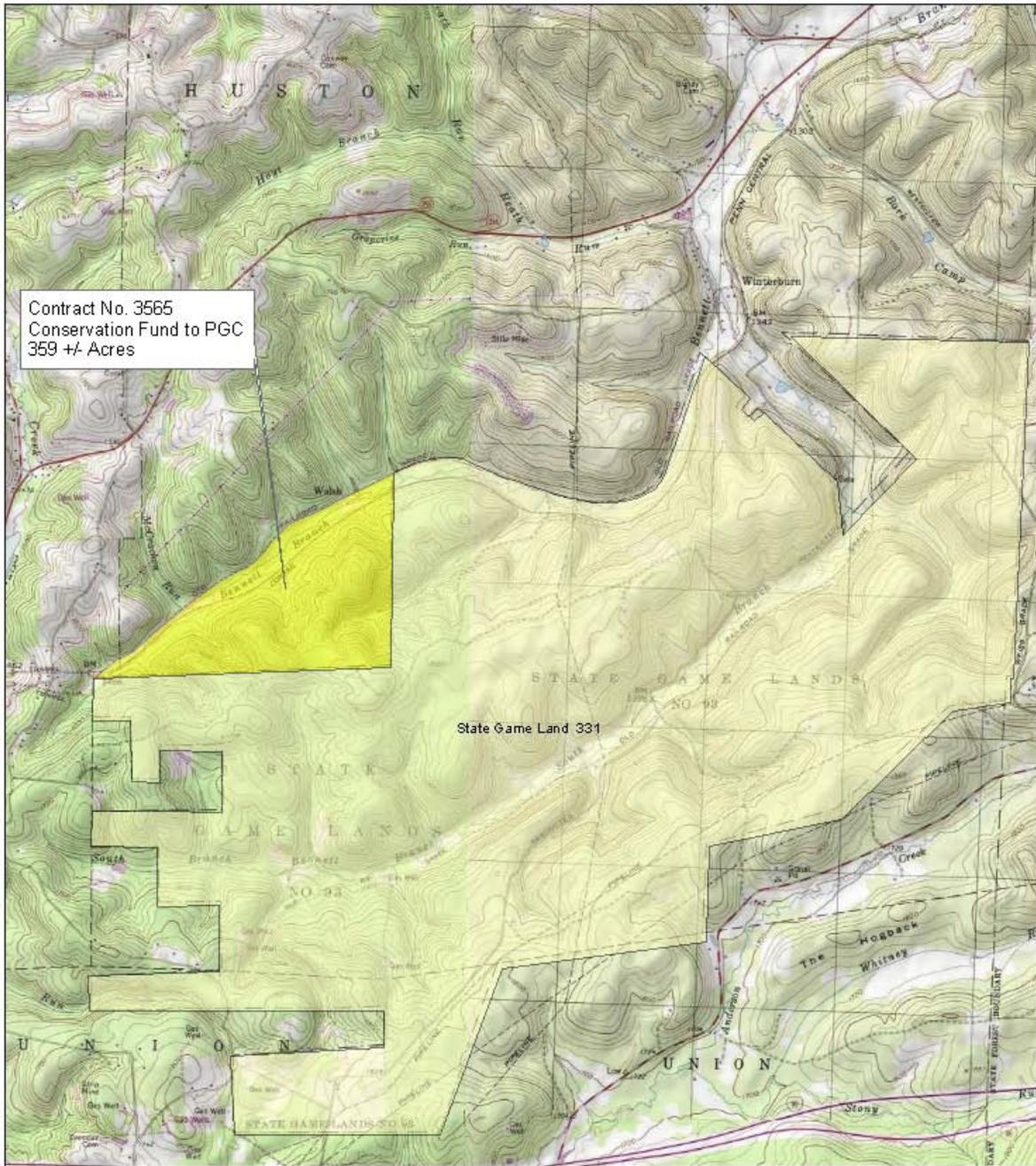


EXHIBIT RED 1
State Game Land No. 331
 The Conservation Fund to PGC
 359 +/- Acres

Huston Township, Clearfield County
 Northcentral Region

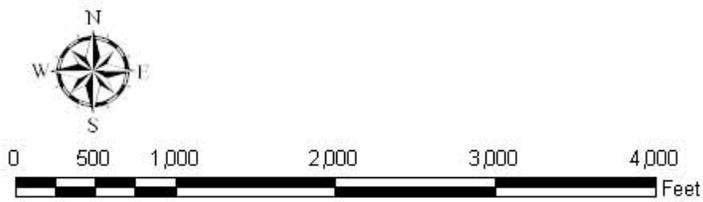
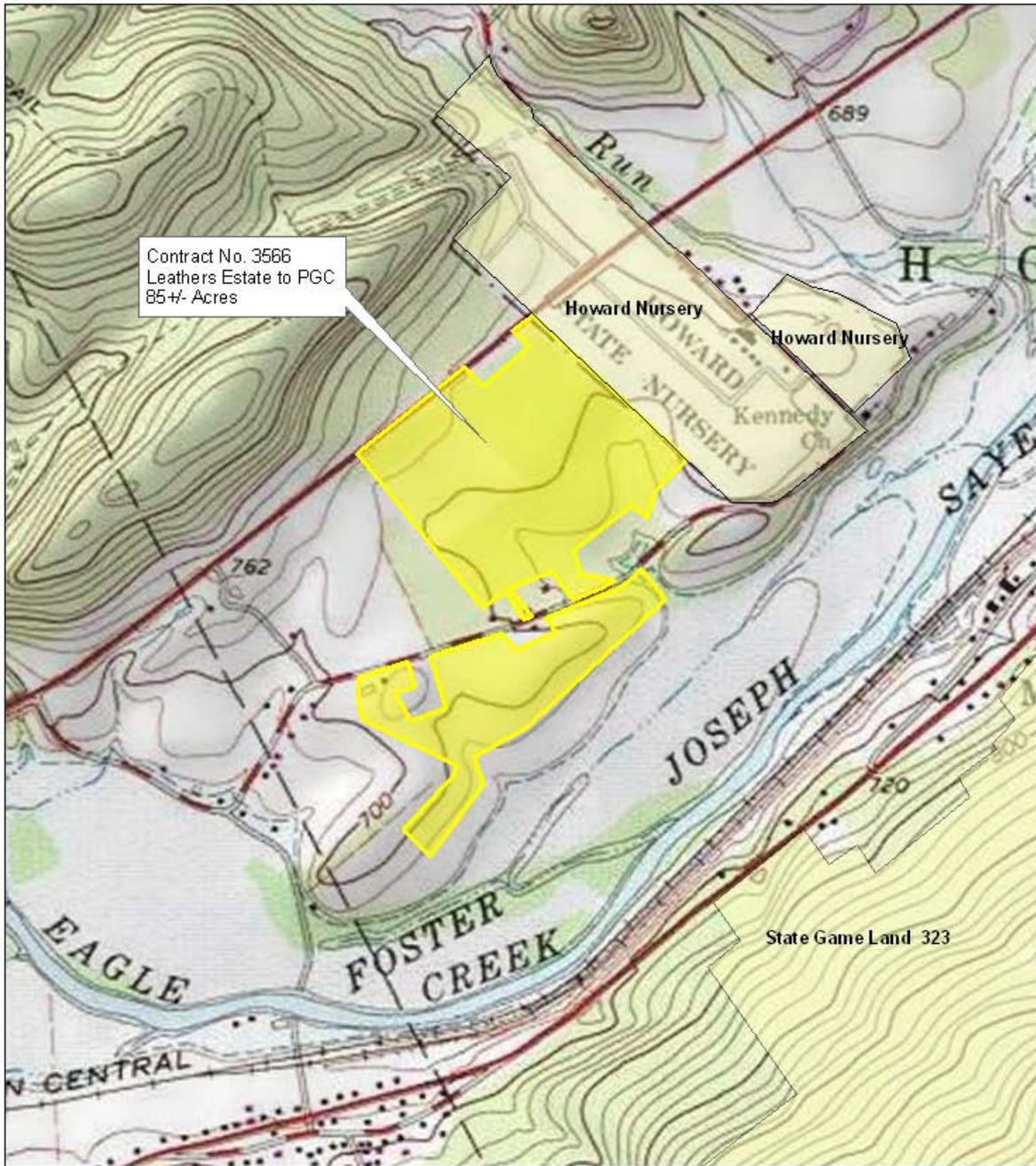


EXHIBIT RED 2
Howard Nursery
 Leathers Estate to PGC
 +/- 85 Acres

Howard Township,
 Centre County
 Northcentral Region

C. Land Exchange

Contract No. 3567, State Game Land No. 169, Cumberland County

Commentary: The Pennsylvania Turnpike Commission desires to expand and upgrade an area along Interstate 76 that bisects the northern portion of State Game Land No. 169 situate in Upper Mifflin Township, Cumberland County. This turnpike expansion project will include the taking of approximately 2.2 acres of State Game Land No. 169 (Exhibit RED 3). The property is under restrictions by the Commonwealth of Pennsylvania due to being acquired with funding under the Project 70 Act, such that conveyance to the Turnpike Commission shall require approval of the General Assembly. The Turnpike Commission shall be the lead agency in seeking approval from the General Assembly for conversion of the land.

In exchange, the Pennsylvania Turnpike Commission shall transfer to the Game Commission approximately 2.2 acres of land adjacent to State Game Land No. 169, situate in Upper Mifflin Township, Cumberland County. There is a restriction on this property regarding objections or challenges to the adjoining landfill and its operations. The Turnpike Commission has agreed to obtain a release from the restrictions. If said release is not obtained, the Game Commission shall be under no obligation to acquire title to the property. The tract is an indenture into State Game Land No. 169 and has the Conodoquinet Creek as its southern boundary. The tract is forested with common bottom land species found along riparian corridors.

Recommendation: The Executive Director and staff have reviewed this request for a land exchange and has determined it to be of equal or greater value for the benefit of wildlife and authorizes the Bureau of Wildlife Habitat Management to proceed with the exchange.

Action:

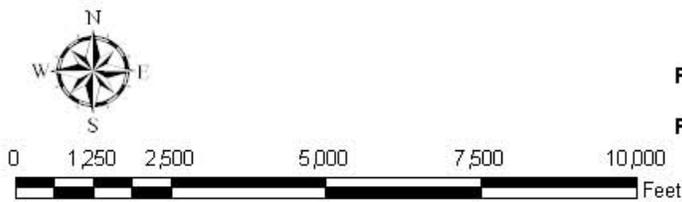
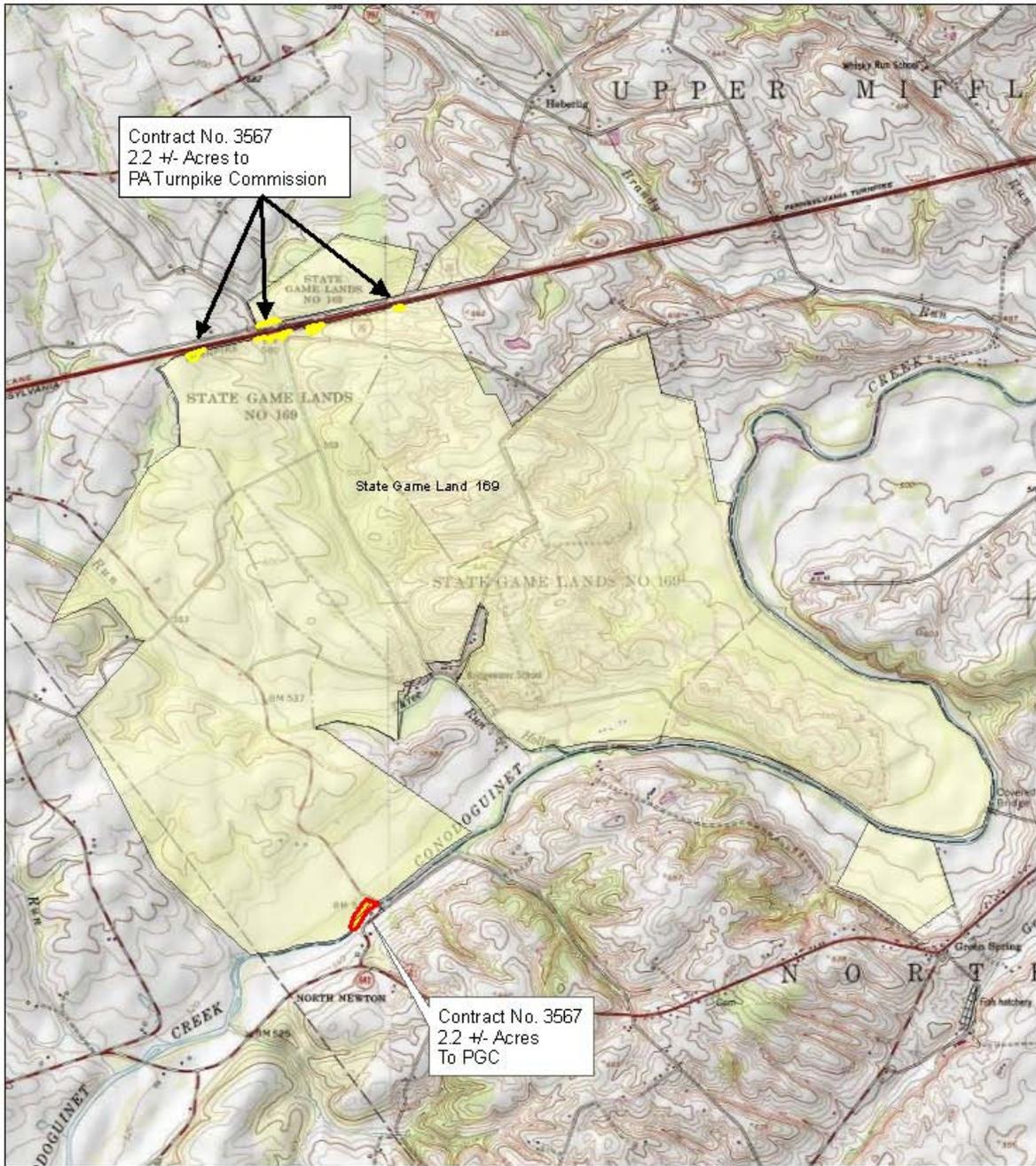


EXHIBIT RED 3
State Game Land No. 169
 Pennsylvania Turnpike Commission to PGC
 2.2 +/- Acres
 PGC to Pennsylvania Turnpike Commission
 2.2 +/- Acres
 Upper Mifflin Township,
 Cumberland County
 Southcentral Region

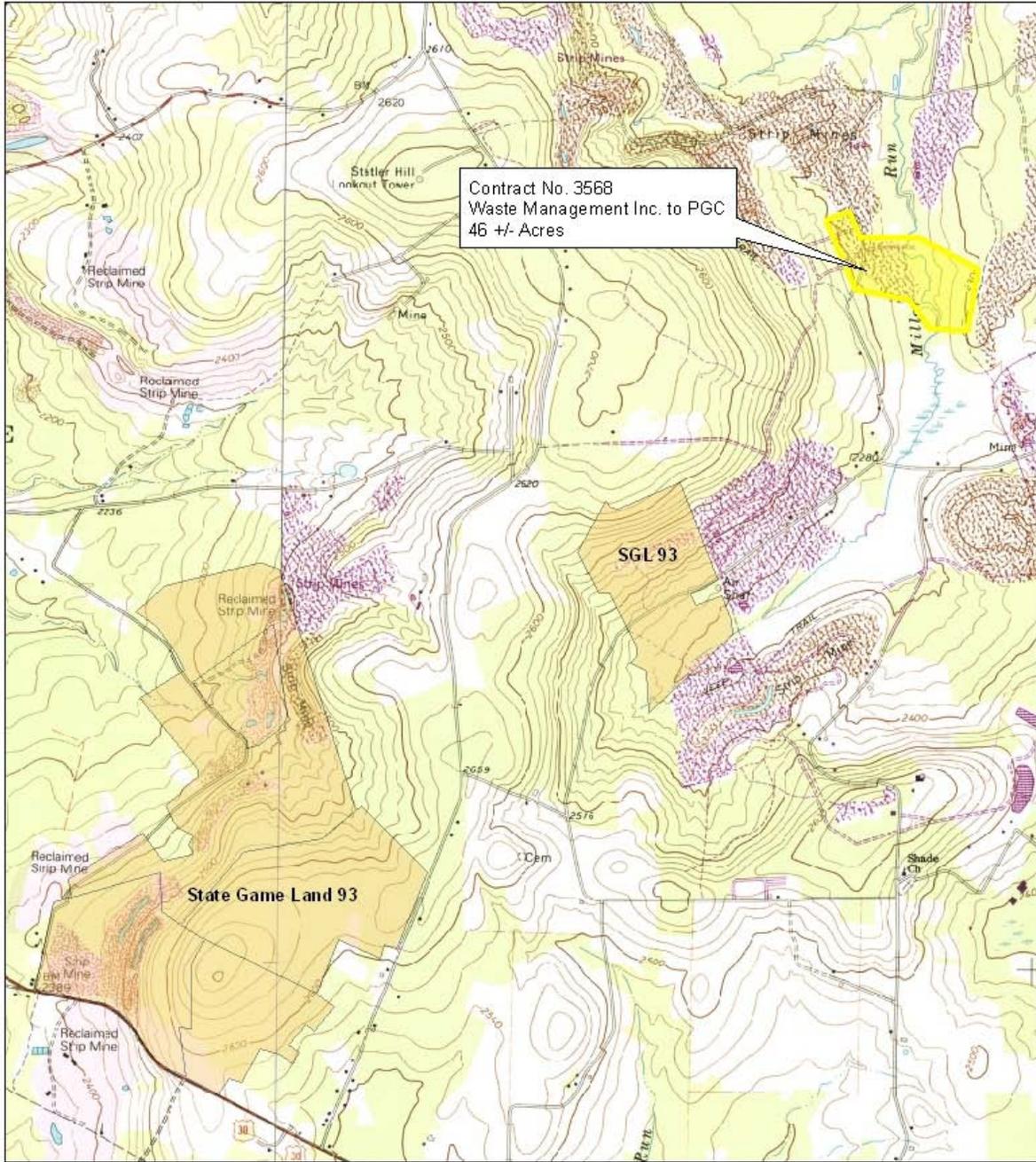
D. Donation

Contract No. 3568, State Game Land No. 93, Somerset County

Commentary: Waste Management, Inc. through the Wildlife for Everyone Endowment Foundation is offering to donate 46 +/- acres of land in Shade Township, Somerset County located near State Game Land Number No. 93 (Exhibit RED 4). Waste Management, Inc. will reserve the oil and gas; however, they have agreed to not utilize any surface for any oil/gas related activities, including the exploration, access, development and transportation of oil or natural gas. Gas extraction will require horizontal drilling from neighboring properties. A mining permit exists with a Stage III bond being held by the Department of Environmental Protection. The deed to the Commission will contain language acceptable to the Executive Director such that the Commission will not be accepting any liability connected to the acid mine drainage (AMD) discharge that is being actively treated and occurs on the property from past surface mining activities. Approximately 18 acres are wetlands including open water, emergent and riparian habitat associated with Miller Run that runs through the tract. A conifer plantation and mixed northern hardwoods cover 14 acres. The remaining 14 acres are equally split between grassland and agricultural fields. Access to the property is provided by Burinda Road, which is a township road.

Recommendation: The Executive Director and staff recommends that the donation listed above be accepted and the Commission authorizes the Bureau of Wildlife Habitat Management to proceed with the acquisition of this tract once the liability issues have been removed.

Action:



Contract No. 3568
Waste Management Inc. to PGC
46 +/- Acres



EXHIBIT RED 4
State Game Land No. 93
Waste Management Inc. to PGC
46 +/- Acres

Shade Township, Somerset County
Southwest Region

OIL/GAS & MINERALS

E. Coal Refuse Removal & Reclamation Lease, State Game Land No. 260, Luzerne County

Commentary:

Susquehanna Haul & Drilling, LLC of Exeter, Pennsylvania has requested a lease to mine and remove an abandoned anthracite coal refuse pile disposed on a portion of a 12 acre tract of land, being part of State Game Land No. 260 (Exhibit OGM 1). The proposed refuse pile removal project will entail approximately 4.5 acres of abandoned and unreclaimed refuse pile containing approximately 1.8 million tons of refuse and waste rock material. The remaining lease acreage will be utilized for access to the coal refuse removal site, construction of erosion and sedimentation controls and operational support.

The accumulated royalty value of this proposed project has been calculated at approximately \$200,000. Removal and reclamation of the refuse pile will eliminate an abandoned mine hazard and restore the area to its natural condition. Reclamation will be regulated by the Commonwealth's Surface Coal Mining regulations and the Commission's coal refuse removal and reclamation lease agreement. The 7 year lease will include a \$15,000 performance bond and environmental protection standards. Further, Susquehanna Haul & Drilling, LLC will be obligated to carry out a site specific wildlife habitat and reclamation plan as per the direction of the local Land Management Group Supervisor. No merchantable timber is to be affected by this reclamation operation.

In exchange for the coal refuse removal and reclamation lease, Susquehanna Haul & Drilling, LLC will pay the Commission a minimum advanced royalty payment of \$10,000 per year for the first 2 years. Susquehanna Haul & Drilling, LLC will also compensate the Commission at a royalty rate of 10% F.O.B. pit price or a minimum of \$1.00/ton, whichever the greater, for each and every ton of coal refuse mined and removed from the site. The lease will also provide a wheelage provision in which Susquehanna Haul & Drilling, LLC will pay the Commission 25¢ per ton or 1% F.O.B. pit price whichever the greater for coal refuse removed from adjacent property and hauled through the Game Lands. All revenues generated from this project shall be deposited into the Game Fund.

Recommendation:

The Executive Director and Staff recommend the proposed lease be approved and the Commission authorizes the Bureau of Wildlife Habitat Management to proceed with the leasing arrangement as listed above.

Action:



-  SGL 260 BOUNDARY
-  TRACT 260A-10
12 Acres

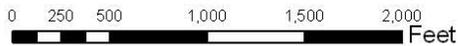


EXHIBIT OGM 1
State Game Land No. 260
 Coal Refuse Removal Lease
 SUSQUEHANNA HAUL & DRILLING, LLC
 Lease Tract 260A-10
 Salem Township, Luzerne County
 Northeast Region

Other New Business

The following Commission Meeting dates were approved for 2010 and January 2011. Does the Commission wish to proceed with these dates and locations?

June 28 and 29, 2010 (Harrisburg)

October 4 and 5, 2010 (Wilkes-Barre)

January 23, 24 and 25, 2011 (Harrisburg)

Executive Session, if necessary, will be held immediately following the close of the Commission meeting.

Adjournment