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Subject: : Stream Reports

Topic: : Tulpehocken Creek, Berks Co., 2/28/09

Re: Tulpehocken Creek, Berks Co., 2/28/09

Author: : tomgamber

Date: : 2009/3/4 14:49:31

URL:

Quote:

JustFish wrote:

Didn't see blue heron on the list. [Endangered, threatened and extinct list for PA](#)

They are not on any of those lists. "They are Protected by the Migratory Bird Treaty Act of 1918. It is illegal to capture, possess, or cause harm to a Great Blue Heron or its nest or eggs."

According to the Act, a person, association, partnership or corporation which violates the Act or its regulations is guilty of a misdemeanor and subject to a fine of up to \$500, jail up to six months, or both. Anyone who knowingly takes a migratory bird and intends to, offers to, or actually sells or barter the bird is guilty of a felony, with fines up to \$2,000, jail up to two years, or both. (Permissible fines are increased significantly by the Sentencing Reform Act of 1984, as amended in 1987, which is summarized separately in this Handbook.)

So if you kill it its a misdemeanor but if you sell it its a felony? Is that correct?