

CHAPTER 99a. CAPACITY PLATES

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Authority

The provisions of this Chapter 99a issued under the Fish and Boat Code, 30 Pa.C.S. § 5122.

Source

The provisions of this Chapter 99a adopted August 31, 2018, effective September 1, 2018, 48 Pa.B. 5472, unless otherwise noted.

§ 99a.1. Boats requiring capacity plates.

(a) A capacity plate must be permanently affixed to a monohull boat less than 20 feet in length designed to carry two or more persons and propelled by machinery or oars as its principal source of power if one of the following applies:

- (1) The boat is manufactured, transferred, sold or offered for sale in this Commonwealth.
- (2) The boat is operated on waters in this Commonwealth.

(b) Sailboats, canoes, kayaks and inflatable boats are exempt from this chapter.

(c) As used in this chapter, “manufacture” means to construct or assemble a boat or alter a boat in a manner that changes its weight carrying capacity.

§ 99a.2. Information required.

The capacity plate must contain the following information:

(1) For boats designed for or represented by the manufacturer as being suitable for use with outboard motors, all of the following:

- (i) The total weight of persons, motor, gear and other articles placed aboard which the boat is capable of carrying safely under normal conditions.
- (ii) The recommended number of persons consistent with the weight capacity of the boat and the presumed weight in pounds of those persons. The presumed weight per person may not be less than 150 pounds.
- (iii) The maximum horsepower of the motor that the boat is designed or intended to accommodate.

(2) For other boats to which the requirement applies, all of the following:

- (i) The total weight of persons, gear and other articles placed aboard which the boat is capable of carrying safely under normal conditions.
- (ii) The recommended number of persons consistent with the weight capacity of the boat and the presumed weight in pounds of those persons. The presumed weight per person may not be less than 150 pounds.

§ 99a.3. Replacement plates.

If the manufacturer did not affix a plate, a plate is damaged to the point of being not discernable or a plate is removed, the owner of the boat shall make application to the manufacturer for a replacement.

Cross References

This section cited in 58 Pa. Code § 99.4 (relating to prohibited acts).

§ 99a.4. Prohibited acts.

(a) A person may not tamper with or remove a capacity plate or any of the information shown.

(b) A person may not sell or otherwise transfer ownership of a boat subject to this chapter that does not comply with this chapter.

(c) A person may not operate a boat displaying an illegible capacity plate. Owners of these boats shall apply for a replacement plate as provided in § 99a.3 (relating to replacement plates).

(d) A person may not operate a boat for which a capacity plate is required unless the boat displays the capacity plate.

(e) A manufacturer, dealer or other person may not offer a boat for sale for which a capacity plate is required unless a capacity plate is properly affixed.

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