

No. 139

AN ACT

SB 442

Amending the act of May 28, 1931 (P. L. 202), entitled, as amended, "An act providing for the registration and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or any river within the Commonwealth, conferring powers and imposing duties on certain police officers, the Pennsylvania Fish Commission and the Navigation Commission for the Delaware River and its navigable tributaries, including the enforcement of certain existing laws; granting powers and imposing duties upon the Department of Revenue; and prescribing penalties," providing for accident reports.

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

Section 1. The act of May 28, 1931 (P. L. 202), known as the "Motor Boat Law" is amended by adding after section <sup>1</sup>10.2 a new section to read:

Section <sup>2</sup>10.3. (a) In the case of a boating accident, each operator thereof, if the vessel is numbered by the Commonwealth of Pennsylvania, or if the accident occurs on waters within the jurisdiction of the Commonwealth, and if the accident results in death or if it results in the disappearance of any person under circumstances which indicate the possibility of death or injury, or if it results in injury to any person sufficient to require medical attention, or if it appears to have resulted in loss of or damage to property of any kind (including the vessel) in excess of one hundred dollars (\$100), shall file with the Pennsylvania Fish Commission a duplicate written report of the casualty. Whenever death has resulted from a boating accident, the written report shall be submitted within forty-eight (48) hours of the accident. For every other reportable boating accident, a written report shall be submitted within five (5) days. If the operator is physically incapable, as a result of the accident, of making a report, it shall be the duty of the owner, or investigating official, in that order. The investigating official will only sign this report where the others are not available because of injury or circumstances making it impractical.

<sup>1</sup> "10.3" in original.

<sup>2</sup> "10.4" in original.

(b) All such accident reports shall be without prejudices, shall be for the information of the commission, and shall not be open to public inspection. The fact that such reports have been made shall be admissible in evidence solely to prove compliance with the requirements, but no such report or any part thereof, or statement contained therein shall be admissible in evidence for any other purpose in any trial, civil or criminal, arising out of such accidents. The commission shall, upon request, furnish any person a certified abstract of the accident report. Such abstract shall be limited to the date, time, location, weather conditions, names and addresses of operators, passengers and witnesses, and a description of the boats involved.

APPROVED—The 5th day of October, A. D. 1967.

RAYMOND P. SHAFER

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No. 140

AN ACT

SB 645

Amending the act of June 3, 1919 (P. L. 366), entitled "An act reorganizing the Department of State Police; creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws relating to game, fish, forestry, and water supply, and certain other laws, and including the collection of information useful for the detection of crime, and the apprehension of criminals; providing for the equipment, maintenance, and transportation of such police; providing for barracks and sub-stations therefor; and prescribing penalties," removing provisions requiring two year enlistments.

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

Section 1. Section 7, act of June 3, 1919 (P. L. 366), entitled "An act reorganizing the Department of State Police; creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws relating to game, fish, forestry, and water supply, and certain other laws, and including the collection of information useful for the detection of crime, and the apprehension of criminals; providing for the equipment, maintenance, and transportation of such police, providing for barracks and sub-stations therefor; and prescrib-