

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1168 Session of 2015

INTRODUCED BY EICHELBERGER, WOZNIAK, ALLOWAY, WAGNER, TEPLITZ, BLAKE, BARTOLOTTA, VULAKOVICH, WILEY, BROWNE, WARD, BREWSTER, FOLMER, VOGEL, MCGARRIGLE, TARTAGLIONE, SABATINA, STEFANO, LEACH, DINNIMAN, SCHWANK AND SMUCKER, MARCH 21, 2016

AS AMENDED ON SECOND CONSIDERATION, JUNE 6, 2016

AN ACT

1 Amending Title 30 (Fish) of the Pennsylvania Consolidated
2 Statutes, in Pennsylvania Fish and Boat Commission, providing
3 for power to set fees by regulation; in fiscal affairs,
4 further providing for collection fee for uncollectible
5 checks; in fishing licenses, further providing for
6 nonresident and tourist licenses, for one-day resident
7 fishing license, for license, permit and issuing agent fees
8 and for license and permit packaging options; in special
9 licenses and permits, further providing for net permits, for
10 boat and net licenses for boundary lakes, for permits for
11 protection and management of particular fish, for permits for
12 the use of explosives, for Lake Erie fishing permits and for
13 fishing guide and charter boat permits; in regulated fishing
14 lakes, further providing for licenses and for fees; in dams,
15 bar racks and migration devices, further providing for
16 obstructing migration of fish; in preliminary provisions,
17 further providing for fees; and, in registration and titling
18 of boats, further providing for issuing agents, for fees and
19 for notice for boats and related equipment. <--

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

22 Section 1. Title 30 of the Pennsylvania Consolidated
23 Statutes is amended by adding a section to read:

24 § 322.1 Power to set fees by regulation. <--

25 (a) Authority.--

1           (1) Beginning July 1, 2016, the commission, by <--  
2 regulation IN ACCORDANCE WITH PARAGRAPH (2), may change or <--  
3 set the fees provided under any of the following:  
4           (I) SECTION 502 (RELATING TO SERVICE CHARGE FOR <--  
5 UNCOLLECTIBLE CHECKS).  
6           (i) (II) Section 2715(a) (1), (2), (3), (4), (5), <--  
7 (6), (6.1), (6.2) and (7), (a.1) (1), (4) and (5) and (b)  
8 (relating license, permit and issuing agent fees).  
9           (ii) (III) Section 2902 (relating to net permits). <--  
10           (iii) (IV) Section 2903 (relating to boat and net <--  
11 licenses for boundary lakes).  
12           (iv) (V) Section 2906 (relating to permits for use <--  
13 of explosives).  
14           (v) (VI) Section 3102 (relating to fees). <--  
15           (vi) (VII) Section 3509 (relating to obstructing <--  
16 migration of fish).  
17           (vii) (VIII) Section 5104 (relating to fees). <--  
18           (viii) (IX) Section 5304 (relating to issuing <--  
19 agents).  
20           (ix) (X) Section 5327 (relating to fees). <--  
21           (x) (XI) Section 5334 (relating to notice for boats <--  
22 and related equipment).  
23           (2) Any change A CHANGE OR SETTING of a fee under this <--  
24 subsection shall be done in accordance with the act of July <--  
25 31, 1968 (P.L.769, No.240), referred to as the Commonwealth  
26 Documents Law. AS FOLLOWS: <--  
27           (I) THE COMMISSION SHALL PUBLISH A NOTICE OF  
28 PROPOSED RULEMAKING CONTAINING THE PROPOSED FEE CHANGE IN  
29 ACCORDANCE WITH SECTION 201 OF THE ACT OF JULY 31, 1968  
30 (P.L.769, NO.240), REFERRED TO AS THE COMMONWEALTH

1 DOCUMENTS LAW. THE COMMISSION SHALL GIVE AT LEAST 30 DAYS  
2 FOR THE SUBMISSION OF WRITTEN COMMENTS AND SHALL HOLD AT  
3 LEAST ONE PUBLIC HEARING ON THE PROPOSED CHANGE.

4 (II) PRIOR TO ADOPTION OF A FINAL-FORM REGULATION  
5 CONTAINING A FEE CHANGE, THE COMMISSION SHALL REVIEW AND  
6 CONSIDER ANY PUBLIC COMMENTS AND MAY MODIFY THE TEXT OF  
7 THE FINAL-FORM REGULATION AS THE COMMISSION DEEMS  
8 NECESSARY UNDER SECTION 202 OF THE COMMONWEALTH DOCUMENTS  
9 LAW.

10 (III) AFTER ADOPTION OF A FINAL-FORM REGULATION  
11 CONTAINING A FEE CHANGE, THE COMMISSION SHALL SUBMIT THE  
12 FINAL-FORM REGULATION, COPIES OF ALL PUBLIC COMMENTS AND  
13 THE TRANSCRIPT OF THE PUBLIC HEARING TO THE GAME AND  
14 FISHERIES COMMITTEE OF THE SENATE AND THE GAME AND  
15 FISHERIES COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

16 (IV) EITHER COMMITTEE UNDER SUBPARAGRAPH (III) MAY  
17 REPORT A CONCURRENT RESOLUTION RECOMMENDING DISAPPROVAL  
18 OF THE FEE CHANGE WITHIN 30 DAYS OF THE SUBMISSION UNDER  
19 SUBPARAGRAPH (III). IF NEITHER COMMITTEE REPORTS A  
20 CONCURRENT RESOLUTION RECOMMENDING DISAPPROVAL WITHIN THE  
21 TIME PRESCRIBED IN THIS SUBPARAGRAPH, THE FEE CHANGE  
22 SHALL BE DEEMED APPROVED.

23 (V) IF EITHER COMMITTEE REPORTS A CONCURRENT  
24 RESOLUTION UNDER SUBPARAGRAPH (IV) AND THE GENERAL  
25 ASSEMBLY DOES NOT ADOPT THE CONCURRENT RESOLUTION WITHIN  
26 30 DAYS OF THE DATE ON WHICH THE CONCURRENT RESOLUTION IS  
27 REPORTED, THE FEE CHANGE SHALL BE DEEMED APPROVED.

28 (VI) IF THE GENERAL ASSEMBLY ADOPTS A CONCURRENT  
29 RESOLUTION UNDER SUBPARAGRAPH (IV) WITHIN 30 DAYS OF THE  
30 DATE ON WHICH THE CONCURRENT RESOLUTION IS REPORTED, THE

1 FOLLOWING SHALL APPLY:

2 (A) THE CONCURRENT RESOLUTION SHALL BE PRESENTED  
3 TO THE GOVERNOR IN ACCORDANCE WITH SECTION 9 OF  
4 ARTICLE III OF THE CONSTITUTION OF PENNSYLVANIA.

5 (B) IF THE GOVERNOR DOES NOT VETO THE CONCURRENT  
6 RESOLUTION OF THE GENERAL ASSEMBLY WITHIN TEN DAYS  
7 AFTER THE RESOLUTION IS PRESENTED, THE FEE CHANGE  
8 SHALL BE DEEMED DISAPPROVED.

9 (C) IF THE GOVERNOR VETOES THE CONCURRENT  
10 RESOLUTION WITHIN TEN DAYS AFTER THE RESOLUTION IS  
11 PRESENTED, THE GENERAL ASSEMBLY MAY OVERRIDE THE VETO  
12 BY A TWO-THIRDS VOTE IN EACH HOUSE WITHIN 30 DAYS  
13 AFTER THE VETO. IF THE GENERAL ASSEMBLY DOES NOT  
14 OVERRIDE THE VETO IN THE TIME PRESCRIBED IN THIS  
15 CLAUSE, THE FEE CHANGE SHALL BE DEEMED APPROVED. IF  
16 THE GENERAL ASSEMBLY OVERRIDES THE VETO IN THE TIME  
17 PRESCRIBED IN THIS CLAUSE, THE FEE CHANGE SHALL BE  
18 DEEMED DISAPPROVED.

19 (VII) IF THE FEE CHANGE IS DEEMED APPROVED UNDER  
20 SUBPARAGRAPH (IV), (V) OR (VI) (C), THE COMMISSION SHALL:

21 (A) SUBMIT THE FINAL-FORM REGULATION CONTAINING  
22 THE FEE CHANGE TO THE OFFICE OF ATTORNEY GENERAL FOR  
23 APPROVAL AS TO THE LEGALITY; AND

24 (B) PUBLISH AN ORDER ADOPTING THE FINAL-FORM  
25 REGULATION CONTAINING THE FEE CHANGE AND DEPOSIT A  
26 COPY OF THE FINAL-FORM REGULATION WITH THE  
27 LEGISLATIVE REFERENCE BUREAU IN ACCORDANCE WITH  
28 SECTION 207 OF THE COMMONWEALTH DOCUMENTS LAW.

29 (B) EXPIRATION.--SUBSECTION (A) SHALL EXPIRE JULY 15, 2019.  
30 UPON EXPIRATION, FINAL-FORM REGULATIONS PROMULGATED UNDER

1 SUBPARAGRAPH (VII) (B) SHALL REMAIN IN EFFECT.

2 ~~(b) (C) Notice.--The commission shall provide notice of any~~ <--  
3 ~~change of a fee and shall publish the change of the fee in the~~  
4 ~~Pennsylvania Bulletin and post it on the commission's publicly~~  
5 ~~accessible Internet website.~~

6 ~~(c) Expiration. This section shall expire June 30, 2019.~~ <--  
7 ~~Any fees changed or set by the commission before the expiration~~  
8 ~~of this section shall remain in effect after the expiration of~~  
9 ~~this section.~~

10 ~~(d) List of fees. In the event this section is not~~  
11 ~~reenacted or otherwise extended by the General Assembly, before~~  
12 ~~June 30, 2019, the commission shall provide to the Legislative~~  
13 ~~Reference Bureau a list containing the most recent amount of~~  
14 ~~each fee which has been changed or set as authorized under~~  
15 ~~subsection (a). The Legislative Reference Bureau shall provide~~  
16 ~~an annotated reference to the Pennsylvania Code citation~~  
17 ~~containing the fee amounts.~~

18 Section 2. Sections 502, 2702(d), 2702.1(c) and 2715 of  
19 Title 30 are amended to read:

20 § 502. [Collection fee] Service charge for uncollectible  
21 checks.

22 Whenever any check or similar instrument issued in payment of  
23 any fee, fine or for any other purpose under this title is  
24 returned to the commission as uncollectible, the person who  
25 makes, issues or presents the check or other instrument shall be  
26 charged [a fee of] \$15, [to] or a service charge as otherwise  
27 established by the commission by regulation in accordance with <--  
28 section 322.1 (relating to power to set fees by regulation). The <--  
29 service charge shall be credited to the Fish Fund or the Boat  
30 Fund, as appropriate, to cover the cost of collection.

1 § 2702. Nonresident and tourist licenses.

2 \* \* \*

3 (d) One-day tourist licenses.--Any person required to have a  
4 fishing license under this chapter may fish in any of the waters  
5 of this Commonwealth or in any boundary waters for a period not  
6 to exceed 24 hours, specified by the person at time of purchase,  
7 with a "One-Day Tourist Fishing License" upon payment of license  
8 fee and issuing agent fee as set forth in section 2715. One-Day  
9 Tourist Fishing Licenses shall not be issued for fishing during  
10 the period from March 15 to April 30 of any year. Holders of  
11 One-Day Tourist Fishing Licenses shall not be required to obtain  
12 special permits, including [trout/salmon permits to fish for  
13 trout or salmon or] trout permits, special permits to fish in  
14 Lake Erie and tributaries or combination trout permits and Lake  
15 Erie permits.

16 § 2702.1. One-day resident fishing license.

17 \* \* \*

18 (c) Additional stamps and permits required.--Holders of One-  
19 Day Resident Fishing Licenses shall obtain all required special  
20 permits, including [trout/salmon permits to fish for trout or  
21 salmon and] trout permits, special permits to fish in Lake Erie  
22 and tributaries and combination trout permits and Lake Erie  
23 permits.

24 § 2715. License, permit and issuing agent fees.

25 (a) License fees.--[The] Except as provided under subsection  
26 (c), the following fees apply to fishing licenses issued under  
27 this chapter and shall be paid into the Fish Fund:

- 28 (1) Resident Annual Fishing License, \$21.  
29 (2) Senior Resident Annual Fishing License, \$10.  
30 (3) Senior Resident Lifetime Fishing License, \$50.

1 (4) Nonresident Annual Fishing License, \$51.

2 (5) Seven-Day Tourist Fishing License, \$33.

3 (6) Three-Day Tourist Fishing License, \$25.

4 (6.1) One-Day Resident Fishing License, \$10.

5 (6.2) One-Day Tourist Fishing License, \$25.

6 (7) Replacement Fishing License, including related  
7 permits and privileges, \$5.

8 (8) Transaction costs associated with the Pennsylvania  
9 Automated Licensing Service (PALS), actual costs not to  
10 exceed \$1.

11 (a.1) Permit fees.--Except as otherwise provided in this  
12 title, the following fees apply to permits related to fish and  
13 fishing and shall be paid into the Fish Fund:

14 (1) [Trout/salmon] Trout permits, \$8.

15 (2) Resident charter boat/fishing guide permit, \$100.

16 (3) Nonresident charter boat/fishing guide permit, \$400.

17 (4) Special permit to fish in Lake Erie and tributaries,  
18 \$8.

19 (5) Combination [trout/salmon] trout permit and Lake  
20 Erie permit, \$14.

21 (6) Transaction costs associated with the Pennsylvania  
22 Automated Licensing Service (PALS), actual costs not to  
23 exceed \$1.

24 (b) Issuing agent fees.--[The] Except as provided under  
25 subsection (c), the issuing agent fee to be retained by the  
26 issuing agent as provided in section 2711 (relating to issuing  
27 agents) for fishing licenses and permits shall be \$1.

28 (c) Changes to fees.--The fees listed under subsections  
29 (a) (1), (2), (3), (4), (5), (6), (6.1), (6.2) and (7), (a.1) (1),  
30 (4) and (5) and (b) may be changed by the commission in

1 ~~accordance with section 322.1 (relating to power to set fees by~~ <--  
2 ~~regulation).~~

3 Section 3. Sections 2717(a) and (b) and 2902 of Title 30 are  
4 amended to read:

5 § 2717. License and permit packaging options.

6 (a) Multi-year licenses and permits.--The commission may  
7 issue a license or permit that covers multiple years[, provided  
8 that the fee for the multi-year license or permit shall not  
9 exceed the total fees for the applicable individual license or  
10 permit years set forth in section 2715 (relating to license,  
11 permit and issuing agent fees)]. A multi-year license or permit  
12 shall expire on December 31 of the last year for which it was  
13 issued.

14 (b) Group licenses and permits.--The commission may issue a  
15 license or permit that covers a group of individuals who meet  
16 the criteria established by the commission[, provided that the  
17 fee for the group license or permit shall not exceed the total  
18 fees for the applicable individual licenses or permits set forth  
19 in section 2715].

20 \* \* \*

21 § 2902. Net permits.

22 The commission may issue permits to use or possess nets  
23 larger than four feet square or four feet in diameter, or any  
24 other seine, trawl or gill net in or along waters of this  
25 Commonwealth. The permits when issued shall specify when and  
26 where the nets shall be used and for what purposes by the owner  
27 or the persons in possession thereof at a fee of \$10[.] or as  
28 otherwise established by the commission by regulation in <--  
29 accordance with section 322.1 (relating to power to set fees by <--  
30 regulation).

1 Section 4. Section 2903(b) and (h) of Title 30 are amended  
2 and the section is amended by adding a subsection to read:  
3 § 2903. Boat and net licenses for boundary lakes.

4 \* \* \*

5 (b) Issuance and fees.--[The] Except as provided under  
6 subsection (b.1), the commission may issue a commercial fishing  
7 license to a person who has signed and submitted his application  
8 and paid a fee as follows:

9 (1) Trap nets: residents, \$80; nonresidents, \$160.

10 (2) Seines: residents, \$50; nonresidents, \$100.

11 (b.1) Change of fees.--The fees listed under subsection (b)  
12 may be changed by the commission by regulation in accordance <--  
13 with section 322.1 (relating to power to set fees by <--  
14 regulation).

15 \* \* \*

16 [(h) Gill nets.--The use of gill nets for fishing on  
17 boundary lakes shall be prohibited.]

18 Section 5. Sections 2904(b) and (c), 2906, 2907.2(a) and  
19 (f.1), 2907.3(b) and 3101 of Title 30 are amended to read:

20 § 2904. Permits for protection and management of particular  
21 fish.

22 \* \* \*

23 (b) Limit on fees.--The fee per permit for taking, catching,  
24 killing, possession, introduction, removal, importing, exporting  
25 or disturbing of trout [and salmon] is established in section  
26 2715 (relating to license, permit and issuing agent fees).

27 (c) Limit on permits.--The commission shall not issue  
28 permits under the authority of this section for the taking,  
29 catching, killing, possession, introduction, removal, importing,  
30 exporting or disturbing of any game fish other than trout [or

1 salmon]. This subsection shall not affect the issuance of  
2 permits for tagged fish contests in boundary lakes.

3 § 2906. Permits for use of explosives.

4 The executive director, with the approval of the commission,  
5 may grant permits for the use of explosives in waters for  
6 engineering purposes upon the payment of a fee of \$50[.] or as  
7 otherwise established by the commission by regulation in <--  
8 accordance with section 322.1 (relating to power to set fees by <--  
9 regulation). The executive director may waive the payment of the  
10 fee for Commonwealth agencies and political subdivisions. Any  
11 person using explosives under a permit shall make restitution to  
12 the commission for all fish destroyed. A person who engages in  
13 an activity for which a permit is required under this section  
14 without first acquiring the permit commits a misdemeanor of the  
15 third degree. A person using explosives under a permit issued  
16 under this section who violates any of the terms and conditions  
17 of the permit commits a summary offense of the first degree.

18 § 2907.2. Lake Erie fishing permits.

19 (a) Permit required.--No person shall fish in Lake Erie,  
20 Presque Isle Bay and their tributaries, including waters that  
21 flow into those tributaries, without first procuring an annual  
22 special permit [for such fishing] to fish in Lake Erie and  
23 tributaries or [the combination trout/salmon/Lake Erie permit] a  
24 combination trout permit and Lake Erie permit.

25 \* \* \*

26 (f.1) Lake Erie permits.--

27 (1) The proceeds from the fees for the special permits  
28 to fish in Lake Erie [fishing permits] and tributaries as  
29 provided for under section 2715(a.1)(4) (relating to license,  
30 permit and issuing agent fees) and \$6 of the fees for the

1 combination [trout/salmon] trout permits and Lake Erie  
2 permits as provided for under section 2715(a.1)(5) shall be  
3 deposited into a restricted account within the Fish Fund.

4 [The]

5 (2) The funds in the restricted account shall be used to  
6 provide public fishing access or to protect or improve fish  
7 habitat on or at Lake Erie, Presque Isle Bay and their  
8 tributaries, including waters that flow into those  
9 tributaries. The funds may also be used for other  
10 projects that support public fishing on or at Lake Erie,  
11 Presque Isle Bay and their tributaries.

12 \* \* \*

13 § 2907.3. Fishing guide and charter boat permits.

14 \* \* \*

15 (b) Issuing agent status.--Holders of charter boat/fishing  
16 guide permits may be designated as special issuing agents for  
17 the purpose of selling to their customers One-Day Resident  
18 Fishing Licenses, One-Day Tourist Fishing Licenses, Three-Day  
19 Tourist Fishing Licenses, Seven-Day Tourist Fishing Licenses  
20 [and trout/salmon], trout permits [and], special permits [for  
21 fishing] to fish in Lake Erie and tributaries and combination  
22 trout permits and Lake Erie permits for the fees specified in  
23 section 2715.

24 \* \* \*

25 § 3101. Licenses.

26 Upon application accompanied by a license fee as prescribed  
27 in this chapter, the commission shall issue an annual regulated  
28 fishing lake license to an applicant whose application meets the  
29 eligibility criteria specified in commission regulations. The  
30 license shall be effective until December 31 of the year in

1 which it is issued. Each application for a license or a renewal  
2 thereof shall be signed by the owner or operator of the  
3 regulated fishing lake and shall state the approximate total  
4 area of fishing water on the premises to be licensed and whether  
5 the area consists of one body of water or more than one,  
6 together with any other information relative thereto as the  
7 commission may prescribe. The commission may promulgate  
8 regulations for the licensing and operation of regulated fishing  
9 lakes.

10 Section 6. Section 3102 of Title 30 is amended by adding a  
11 subsection to read:

12 § 3102. Fees.

13 \* \* \*

14 (d) Changes to fees.--The fees listed under this section  
15 may be changed by the commission in accordance with section  
16 322.1 (relating to power to set fees by regulation). <--

17 Section 7. Section 3509(a) of Title 30 is amended to read:  
18 § 3509. Obstructing migration of fish.

19 (a) General rule.--No person shall place any device or  
20 object in waters within this Commonwealth in a manner that  
21 obstructs the migration or passage of fish therein or obstructs  
22 any fishway but the commission may, as it deems necessary in the  
23 interest of fish management, authorize the erection of such  
24 devices and prescribe such conditions for the operation and  
25 maintenance of such devices as may be necessary for a fee of  
26 \$10[.] or as otherwise established by the commission by <--  
27 regulation in accordance with section 322.1 (relating to power  
28 to set fees by regulation). <--

29 \* \* \*

30 Section 8. Section 5104(a) of Title 30 is amended and the

1 section is amended by adding a subsection to read:

2 § 5104. Fees.

3 (a) General rule.--[The] Except as otherwise provided under  
4 subsection (c), the following fees apply to registrations,  
5 licenses, permits [and capacity plates] and certificates issued <--  
6 under this part and the fees collected shall be deposited in the  
7 State Treasury in the Boat Fund:

8 (1) Owner registration (motorboats less than 16 feet in  
9 length), \$13 per year.

10 (2) Owner registration (motorboats 16 feet to less than  
11 20 feet), \$19.50 per year.

12 (2.1) Owner registration (motorboats 20 feet or longer),  
13 \$26 per year.

14 (2.2) Owner registration (boats not equipped with  
15 motors), \$9 per year or as fixed under subsection (b).

16 (3) Duplicate owner registration, \$3 each.

17 (4) Dealer registration, \$15 each per year.

18 (5) Commercial passenger boat registration, \$25 each.

19 (6) License for operator of passenger-carrying boat, \$5  
20 each.

21 [(7) Capacity plate, \$5 each.]

22 (8) Transfer of a multi-year boat registration, \$5.

23 (9) Permit for floating structure and private aids to  
24 navigation, \$10 each.

25 (10) Boating safety education certificate, \$10.

26 (11) Replacement boating safety education certificate,  
27 \$5.

28 \* \* \*

29 (c) Changes to fees.--The fees listed under this section  
30 may be changed by the commission in accordance with section

1 322.1 (relating to power to set fees by regulation). <--

2 Section 9. Sections 5304(b), 5327 and 5334 of Title 30 are  
3 amended to read:

4 § 5304. Issuing agents.

5 \* \* \*

6 (b) Fee.--For all services rendered in collecting and paying  
7 over registration fees, each issuing agent shall charge and  
8 retain an additional fee not exceeding \$2 or as otherwise  
9 established by the commission by regulation in accordance with <--  
10 section 322.1 (relating to power to set fees by regulation) from <--  
11 the person securing the registration. If the issuing agent is a  
12 county treasurer or other official who performs that function,  
13 the fee shall be retained for the use of the county.

14 \* \* \*

15 § 5327. Fees.

16 [The] (a) General rule.--Except as provided under subsection  
17 (b), the following fees shall be due:

18 (1) The fee for issuance of a certificate of title shall  
19 be \$15.

20 (2) The fee for a duplicate certificate of title shall  
21 be \$5.

22 (3) The fee for recording or changing the amount of  
23 security interest on a certificate of title shall be \$5.

24 (4) The fee for copies of or information relating to a  
25 title or security interest shall be \$5.

26 (5) The fee for issuing or providing copies of any other  
27 official document issued under the authority of this chapter  
28 shall be \$5.

29 (6) The fee for continuing the effectiveness of  
30 perfection of a security interest shall be \$5.

1 (b) Changes to fees.--The fees listed under this section  
2 may be changed by the commission in accordance with section  
3 322.1 (relating to power to set fees by regulation). <--

4 § 5334. Notice for boats and related equipment.

5 Any time 30 days after the terminal date, if a marine  
6 business chooses to have all rights, title and interest in a  
7 boat or any related equipment transferred to the marine business  
8 by operation of law, the marine business shall on the same day  
9 send the following two written notices by certified mail, return  
10 receipt requested:

11 (1) To an address designated in writing by the customer  
12 or, if not so designated, to the customer's last known  
13 address, indicating that the marine business intends to  
14 terminate all rights, title and interest in the boat or any  
15 related equipment by operation of law under this subchapter.  
16 If the marine business is sending a notice to the customer  
17 pursuant to 75 Pa.C.S. § 7324 (relating to notification by  
18 watercraft trailer dealer), it may send the notice required  
19 by this paragraph in the same mailing. The notice shall  
20 contain:

21 (i) The name, address and telephone number of the  
22 marine business.

23 (ii) A description of the boat, including make,  
24 model and year, and the hull identification number, a  
25 registration number or temporary decal number.

26 (iii) A description of any related equipment.

27 (iv) Notice that the marine business intends to  
28 terminate the owner's and lienholder's rights, title and  
29 interest in the boat and any related equipment by  
30 operation of law under this subchapter.

1           (v) The amount which must be paid to the marine  
2 business to redeem the boat and any related equipment as  
3 of the date of the notice.

4           (2) To the commission indicating that the marine  
5 business intends to terminate all rights, title and interest  
6 in the boat or any related equipment by operation of law  
7 under this subchapter. This notice shall be accompanied by a  
8 fee of \$50 or as otherwise established by the commission by <--  
9 regulation in accordance with section 322.1 (relating to  
10 power to set fees by regulation) and shall be on a form <--  
11 prescribed by the commission.

12 Section 10. This act shall take effect immediately.