

**CHAPTER 107. BOATING RESTRICTIONS**

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**Cross References**

This chapter cited in 58 Pa. Code § 115.12 (relating to applicability of other regulations).

**§ 107.1. Horsepower restrictions.**

On waters where horsepower limitations are prescribed, as set forth in Chapter 111 (relating to special regulations counties), boats with motors larger than the maximum horsepower shall be permitted but the motors may not be used.

**Source**

The provisions of this § 107.1 amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; amended April 29, 1988, effective April 30, 1988, 18 Pa.B. 2030; amended June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795. Immediately preceding text appears at serial page (147919).

**Cross References**

This section cited in 58 Pa. Code § 111.71 (relating to general requirements).

**§ 107.2. Electric motors.**

Except as otherwise specified in Chapter 111 (relating to special regulations counties):

- (1) Electric motors are permitted on Commission owned or controlled lakes and on State Park lakes where boating is permitted.
- (2) On Commission and State Park owned or controlled lakes, internal combustion motors attached to or installed in boats need not be removed, but the operation of engines is specifically prohibited.
- (3) Officers authorized to enforce the code and this part and, in the case of State Park lakes, officers and officials of the Bureau of State Parks and operators of emergency vessels may operate boats powered by internal combustion motors in the performance of their official duties on waters otherwise restricted to electric motors only.

**Source**

The provisions of this § 107.2 amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; amended June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795. Immediately preceding text appears at serial page (147920).

**Cross References**

This section cited in 58 Pa. Code § 111.71 (relating to general requirements).

**§ 107.3. Enforcement safety lights and sirens.**

(a) The use of a distinctive light, blue-colored revolving or pulsating horizontal beam, is authorized for law enforcement boats and may be displayed during the day or night whenever engaged in law enforcement activities.

(b) The use of this blue light by other than law enforcement boats or the United States or its political subdivisions, having administrative control over use of the waters of this Commonwealth and authorized by a controlling Federal or State agency, is prohibited.

(c) A siren may not be used on a boat other than an official patrol boat or other official emergency response boat.

**Source**

The provisions of this § 107.3 amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; amended April 29, 1988, effective April 30, 1988, 18 Pa.B. 2030; amended June 1, 1990, effective June 2, 1990, 20 Pa.B. 2928; amended June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795. Immediately preceding text appears at serial pages (147920) and (178651).

**§ 107.4. Public safety light.**

(a) Vessels engaged in government sanctioned public safety activities, and commercial vessels performing similar functions, may display an alternately flashing red and yellow light signal. The identification light signal shall be located so that it will not interfere with the visibility of the vessel's navigation lights. The identification light signal may be used only as an identification signal and conveys no special privilege. Vessels using the identification light signal during public safety activities shall abide by the Inland Navigation Rules, and may not presume that the light or the exigency gives them precedence or right-of-way.

(b) Public safety activities include patrolling marine parades, regattas or special water celebrations; traffic control; salvage; firefighting; medical assistance; assisting disabled vessels; and search and rescue.

**Source**

The provisions of this § 107.4 amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; amended June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795. Immediately preceding text appears at serial page (178651).

**§ 107.5. Streams less than 200 feet across.**

(a) A boat may not exceed slow, no wake speed on an area of a stream that measures less than 200 feet across except where special regulations have been promulgated by the Commission that provide for zoned areas where higher speeds are permitted under controlled conditions.

(b) It is unlawful for a person to operate an air-propeller driven boat, an all-terrain vehicle, an air cushion effect vehicle or similar craft on an area of a stream that is less than 200 feet in width except when special regulations provide otherwise.

**Authority**

The provisions of this § 107.5 amended under the Fish and Boat Code, 30 Pa.C.S. § 5123.

**Source**

The provisions of this § 107.5 reserved August 15, 1980, effective August 16, 1980, 10 Pa.B. 3590; amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; amended June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795; amended November 24, 2004, effective January 1, 2005, 34 Pa.B. 6332. Immediately preceding text appears at serial pages (205540) and (222121).

**§ 107.6. [Reserved].**

**Source**

The provisions of this § 107.6 amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; reserved June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795. Immediately preceding text appears at serial page (178652).

**§ 107.7. [Reserved].**

**Source**

The provisions of this § 107.7 amended January 23, 1981, effective January 24, 1981, 11 Pa.B. 422; amended April 29, 1988, effective April 30, 1988, 18 Pa.B. 2030; reserved June 3, 1994, effective June 4, 1994, 24 Pa.B. 2795. Immediately preceding text appears at serial page (178652).

**§ 107.8. Vessels permitted on restricted waters.**

(a) This chapter and Chapter 111 (relating to special regulations counties) which apply to electric motors, horsepower restrictions and speed limitations do not apply to the following boats under circumstances when compliance would impede performance of their designated functions:

- (1) Law enforcement or emergency boats owned by Federal, State or municipal agencies when engaged in the performance of their duties.
- (2) Nonemergency boats owned by the Federal, State or municipal agencies engaged in official functions.
- (3) United States Coast Guard Auxiliary boats on official patrols requested by the Commission.
- (4) Emergency boats eligible for assistance referrals from the Commission, United States Coast Guard or State or municipal law enforcement agencies when responding to emergency situations when life, limb or property are at risk.
- (5) Boats operating under the authority or license of a State or municipal agency, or an owner of a body of water when in the performance of official functions related to the operation of that waterway, its facilities or appurtenances.

(b) When compliance would impede performance of their official functions, law enforcement boats and emergency boats operated by Federal, state or local agencies may be operated in violation of Chapters 103 and 105 (relating to rules of the road; and operational conditions).

**Source**

The provisions of this § 107.8 adopted December 22, 1995, effective December 23, 1995, 25 Pa.B. 5970; amended November 22, 1996, effective November 23, 1996, 26 Pa.B. 5710. Immediately preceding text appears at serial pages (205541) to (205542).

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