



## At-Risk, Derelict and Abandoned Boat Notification

A municipality or law enforcement agency may identify a boat to be an at-risk boat, derelict boat or abandoned boat (ADV) within their jurisdiction, in collaboration with the Pennsylvania Fish and Boat Commission (PFBC). Notification to PFBC shall be made within seven calendar days of the identification of an ADV in accordance with 30 Pa.C.S. § 5703(b). Under 30 Pa.C.S. § 5703(g), a person involved in the identification, notification, recovery or storage of a boat shall not be liable for any claim of property damage related to the boat.

**Submit the completed PFBC-ADV-001 form (page 1) via email to [RA-FB-RATSCALLS@pa.gov](mailto:RA-FB-RATSCALLS@pa.gov).**

PFBC will respond with available, verified information from official Licensing and Registration databases.

\*Denotes required field or section.

<b>A. CONTACT INFORMATION</b>			
Authority Type (select one) *: <input type="checkbox"/> Municipality <input type="checkbox"/> Law Enforcement			
Organization Name:		Contact Person Title/Rank:	
First Name*:	Middle Name:	Last Name*:	Suffix:
Mailing Address:			
City:		State:	Zip:
Email*:		Phone*:	
<b>B. BOAT INFORMATION*</b>			
Date ADV Found:	Condition of Boat (select one):	<input type="checkbox"/> At-Risk	<input type="checkbox"/> Derelict
Location of Boat (nearest street address or location description):			
City:	Municipality:	County:	
Manufacturer:		Model:	Year:
Identification	Boat Registration Number: <input type="checkbox"/> Unknown		
	Trailer License Plate and/or VIN: <input type="checkbox"/> Unknown		
	Hull identification Number: <input type="checkbox"/> Unknown		
	Capacity Plate: <input type="checkbox"/> Unknown		
	Owner Name: <input type="checkbox"/> Unknown		

### CERTIFICATION\*

I certify that the information contained in the application is true and correct to the best of my knowledge, information, and belief. This certification is made subject to the penalty of Section 4904 of Crimes Code (18 Pa. C.S.A. § 4904) (relating to Unsworn Falsification to Authorities) and Section 908 of the Fish and Boat Code (30 Pa. C.S. § 908) (relating to False Identification or False or Fraudulent Statements on Reports).

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

## At-Risk, Derelict and Abandoned Boat Notice Checklist

Following an at-risk boat, derelict boat or abandoned boat (ADV) notification made under subsection 30 Pa.C.S. § 5703(b), the municipality or law enforcement agency shall make reasonable efforts to notify the owner directly, or, if the identity of the owner cannot be determined with reasonable certainty, through public notice.

Owner is:  Known: Follow 30 Pa.C.S. § 5703(c) Checklist  Not known: Follow 30 Pa.C.S. § 5703(d) Checklist

### 30 Pa.C.S. § 5703(c) Checklist – Notification to known owner

Notification Method:

- (i) by certified mail, return receipt requested
- (ii) in person
- (iii) by direct, individual, verifiable electronic means, including email or other forms of online direct messaging
- (iv) publicly accessible digital media, including social media. Must also use (i), (ii) or (iii).

The notice shall contain the following:

- Identification of the ADV that must be removed from its current location, repaired, salvaged, securely stored or junked.
- The location and condition of the ADV.
- The name and contact information of the municipality or law enforcement agency that is providing the notice.
- Contact information for the Pennsylvania Fish and Boat Commission (PFBC).
- A statement that if, within 14 calendar days after receipt of the notice under this subsection, the ADV is not removed from its current location, repaired, salvaged, securely stored or junked, or alternate arrangements are not made with the municipality, law enforcement agency or PFBC:
  - The ADV will be removed and, as appropriate, stored or junked at the expense of the ADV owner.
  - The owner of the ADV shall be subject to restitution costs and any other penalty prescribed by law.

### 30 Pa.C.S. § 5703(d) Checklist – Notification to unknown owner

Public Notification Method:

Notification Date:

- Publish in a newspaper of general circulation, and by verifiable electronic means within the municipality or jurisdiction of the law enforcement agency that provided the ADV notice.

The public notice shall contain the following:

- Identification of the ADV that must be removed from its current location, repaired, salvaged, securely stored or junked.
- The location and condition of the ADV.
- The name and contact information of the municipality or law enforcement agency that is providing the notice.
- Contact information for the Pennsylvania Fish and Boat Commission (PFBC).
- A statement that if, within 14 calendar days after publication of the notice, the ADV is not removed from its current location, repaired, salvaged, securely stored or junked, or alternate arrangements are not made with the municipality, law enforcement agency or PFBC:
  - The ADV will be removed and, as appropriate, stored or junked at the expense of the ADV owner.
  - The ADV owner shall be subject to restitution costs and any other penalty prescribed by law.

## At-Risk, Derelict and Abandoned Boat Rectification Guide

Guidance per 30 Pa.C.S. § 5703(e) to rectify an at-risk boat, derelict boat or abandoned boat (ADV).

Use the Notification Date from the ADV Notice Checklist (PFBC-ADV-001 page 2) to begin tracking timeline.		
Notification Date:	Date + 14 calendar days:	Date + 30 calendar days:
Within 14 calendar days of the Notification Date, the ADV owner shall:		
<input type="checkbox"/> remove, repair, salvage, securely store or junk the ADV; or <input type="checkbox"/> make alternate arrangements with the municipality, law enforcement agency or the Pennsylvania Fish and Boat Commission (PFBC), which may include the relinquishment of the ADV to the custody of the municipality, law enforcement agency or PFBC.		
<b>At-Risk Boat</b> The owner of the at-risk boat that is removed and stored after Notification Date + 14 calendar days may, subject to existing law, including a rule or regulation established by the PFBC, <input type="checkbox"/> claim the at-risk boat upon paying the accrued costs of removal and storage of the at-risk boat <input type="checkbox"/> pay any applicable fine within 30 calendar days of the Notification Date.		
<b>Derelict or Abandoned Boat</b> After the Notification Date + 14 calendar days: <ul style="list-style-type: none"><li>• The owner of the derelict boat or abandoned boat shall have no right to claim the derelict boat or abandoned boat after Notification Date + 30 calendar days.</li><li>• The owner of the derelict boat or abandoned boat shall be responsible for the expenses to remove or junk the derelict boat or abandoned boat.</li><li>• The owner of the derelict boat or abandoned boat violates the provisions of this chapter if the owner was properly notified and intentionally disregarded the Notification and shall be subject to the penalties under section 5704 (relating to penalties).</li></ul>		

**NOTE:** Under 30 Pa.C.S. § 5703(f), a municipality, a law enforcement agency or the PFBC may commence action to recover the costs incurred regarding:

- the removal or storage of an at-risk boat;
- or the removal or junking of a derelict boat or abandoned boat.