CALL TO ORDER
Chair Swindell called the meeting to order at 9:32 a.m.

Members Present
Commissioner Swindell, Chair
Commissioner Burke
Commissioner Fernandez
Commissioner Miguez
Commissioner Ramos
Commissioner Trueba
Commissioner Ulrich

Others Present
John Maclver, Executive Director
Donald Shaw, Government Analyst
Michael Flury, Board Counsel
Marlene Stern, Board Counsel
Clark Jennings, Board Counsel
Thomas Panza, Florida Caribbean Cruise Association (“FCCA”)
Greg McDermott, FCCA
Donna Blanton, Biscayne Bay Pilots Association (“BBP”)
Capt. Andy Melick, BBP
Bob Peltz, BBP
Capt. Stuart Lilly, Florida Harbor Pilots Association (“FHPA”)
Warren Husband, FHPA
Capt. Jay Winegeart, St. Johns Bar Pilots Association
Court Reporter present

REVIEW AND DISCUSSION OF RULE 61G14-22.012, F.A.C

Mr. Flury addressed the Committee stating that on November 18, 2014, the Committee voted to repeal rule 61G14-22.012, Florida Administrative Code. Mr. Jennings then indicated that the Committee had withheld their vote on whether or
not a Statement of Estimated Regulatory Cost ("SERC") was required, as it could not be determined if repealing the rule would result in additional regulatory costs exceeding $200,000. Mr. Jennings informed the Committee that staff had provided them with the SERC checklist indicating that repeal of the rule would not result in increased regulatory costs to small businesses.

Mr. Jennings informed the Committee that a rule challenge was currently pending with DOAH and was being held in abeyance until the Committee considered repealing the rule. Mr. Jennings informed the Committee that staff was to provide DOAH with a written update on the Committee’s actions which was due later that day.

**Motion:** Commissioner Ramos made a motion to reconsider the vote to repeal the rule which took place on November 12, 2014, and to vote again on rule repeal at a later date.  
**Second:** Commissioner Burke seconded the motion.

After discussion the Committee voted as follows:

Those in favor of the motion: Commissioner Burke, Commissioner Miguez, Commissioner Ramos, Commissioner Trueba.

Those opposed to the motion: Commissioner Fernandez, Commissioner Swindell, Commissioner Ulrich.

Motion passed by 4 votes to 3.

After the vote, Mr. Jennings polled the Board on the next date the Committee could convene to vote on repealing the rule. A poll was conducted and it was determined that the next available time the Committee could consider this issue was at the meeting in January in Panama City. Ms. Blanton indicated that she would proceed with her rule challenge at DOAH immediately.

**ADJOURNMENT**

There being no further business to come before the Committee, the meeting was adjourned at 10:19 a.m.