

MINUTES OF THE MEETING

RULES COMMITTEE BOARD OF PILOT COMMISSIONERS

**Hampton Inn & Suites
19 South Second Street
Fernandina Beach, FL 32034
April 7, 2005**

CALL TO ORDER

Commissioner Frudaker, Vice-Chair of the Rules Committee, called the meeting to order at 1:30 p.m.

Members Present

Commissioner Frudaker, Vice-Chair
Commissioner Buford
Commissioner McMillin
Commissioner Molitor
Commissioner Robas

Members Not Present

Commissioner Phipps, Chair

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Ed Tellechea, Board Counsel
Mary Ellen Clark, Board Counsel
Drew Winters, Prosecuting Attorney
Galen Dunton, Consultant
John Jacobson, Biscayne Bay Pilots Association
Allen Thompson, Tampa Bay Pilots Association
David da le Parte, FSPA
Jorge Viso, FSPA
Gretchen Rayborn, FSPA
Barrie Snyder, St. Johns Pilots Association
Joe Brown, St. Johns Pilots Association
Jim Fuller, St. Andrews Pilots Association
Brian Seuter, Cumberland Sound Pilots Association

APPROVAL OF THE MINUTES OF THE MEETING

January 6, 2005

MOTION: Commissioner Robas made a motion that the Committee approve the minutes as submitted.

SECOND: Commissioner McMillin seconded the motion and it passed unanimously.

DISCUSSION OF PROPOSED RULE 61G14-20.001. DEPUTY PILOTS' AND STATE PILOTS' PHYSICAL AND MENTAL CAPABILITIES – ED TELLECHEA

Mr. Tellechea informed the Committee that there will have to be an effective date added. He stated that he felt this would take care of the issue raised at the last meeting

Allen Thompson, Executive Director, Tampa Bay Pilots Association stated that this aligns the Florida requirements with the U. S. Coast Guard requirements and gives the pilots an option to meet the USCG requirements. Mr. Thompson stated that on Line 22, Page 24, after “met” add “one of” because that is the option that the federal requirements allow.

Following discussion, the following action was taken.

MOTION: Commissioner Buford made a motion that the Committee recommend to the full Board that they approve the wording as it appears on pages 24 & 25 with addition of “one of” on line 22 for the line to read “met one of the Coast Guard...”, page 24 and the addition of “or” on line 7, page 25 to read “Chapter 893, Florida Statutes; or.”

SECOND: Commissioner McMillin seconded the motion and it passed unanimously.

DISCUSSION OF 310.071(2) – DEPUTY PILOT CERTIFICATION AND 61G14-11.002(2)(G) – QUALIFICATIONS OF APPLICANTS FOR A CERTIFICATE AS A DEPUTY PILOT – COMMISSIONER LEECH

Captain Viso informed the Committee that he spoke to Captain Leech about this and it deals with the Washington State Ferry issue. He stated that Commander Dunton brought this up at the last meeting if someone is working at the Washington State Ferry does that experience qualify them to take our exam.

Commissioner Buffington questioned if there should be something in the rules? Mr. Tellechea responded that it was not necessary. Following discussion of Rule 61G14-11.002(2)(g), F.A.C, Commissioner Buffington commented that they could include that they are licensed and they serve under the authority and are licensed under that authority, that would make the rule clearer.

Following discussion the following action was taken.

MOTION: Commissioner Buford made a motion that the Committee request Board Counsel draft suggested language to Rule 61G14-11.002(2) (g) for consideration at the next rules committee meeting and also notice it for rule development.

SECOND: Commissioner Molitor seconded the motion and it passed unanimously.

DISCUSSION OF ADJUSTMENT OF GROSS PILOTAGE ASSESSMENT

Commissioner Frudaker stated that there was no recommendation from the Finance Committee for a change.

Commissioner Sweeney commented that Rule 61G14-19.001 states that funds are payable to the Board. Commissioner Buffington responded that was to direct the funds to the correct trust fund.

ADJOURNMENT

There being no further business to come before the Committee, the meeting was adjourned at 2:17 p.m.