

MINUTES OF THE MEETING

RULES COMMITTEE BOARD OF PILOT COMMISSIONERS Hyatt Regency Pier Sixty-Six Hotel 2301 SE 17th Street Ft. Lauderdale, FL 33316 July 14, 2005 1:00 p.m.

CALL TO ORDER

Commissioner Phipps, Chair of the Rules Committee, called the meeting to order at 2:18 p.m.

Members Present

Commissioner Phipps, Chair
Commissioner Buford
Commissioner Molitor
Commissioner Robas

Members Not Present

Commissioner Frudaker, Vice-Chair

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Mary Ellen Clark, Board Counsel
Drew Winters, Prosecuting Attorney
Galen Dunton, Board Consultant
Eric Bryson, Board member
Mike Buffington, Board Member
John Fernandez, Board member
John Hiers, Board Member
Gene Sweeney, Board Member
Jorge Viso, FSPA
Gretchen Rayborn, FSPA
David de la Parte, FSPA

APPROVAL OF THE MINUTES OF THE MEETING

April 7, 2005

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

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

RULES REPORT – MARY ELLEN CLARK

Ms. Clark informed the Committee that the back up material was not included in the agenda. There was only a summary of the rules included in the agenda and she provided the members with a copy of the rules.

Ms. Clark informed the Committee that the proposed amendment to Rule 61G14-11.002(g), F.A.C., should delete the word “a” and add the word “the” before the word “duly.” Ms. Clark also stated that at the end of the sentence after “entity” the words “under which the applicant was licensed” should be added. The proposed rule would read “...under the authority of the duly constituted governmental regulatory entity under which the applicant was licensed.”

Commander Dunton explained to the Committee that the amendment to the rule was the result of a previous applicant for the deputy pilot examination. He stated that the proposed language would define the requirements.

MOTION: Commissioner Robas made a motion that the Committee recommend to the full Board that the proposed language be adopted.

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

Ms. Clark stated that she received a letter from Suzanne Printy of the Joint Administrative Procedures Committee (JAPC) regarding Rule 61G14-20.001, F.A.C. the rule on physicals. Ms. Clark informed the Committee that she was able to resolve the issues with Ms. Printy and felt the rule would move forward for adoption.

The Committee discussed Rule 61G14-12.003, F.A.C. regarding the exemption from licensure renewal for spouses of members of the armed forces. Ms. Clark stated that she was informed that the Board did not want to move forward with the rule as JAPC had a problem with their proposed language.

Mr. David de la Parte informed Ms. Clark that the Board did not refuse to adopt a rule. He stated that the Board had attempted to develop language for the rule and did not believe that the Board had to accept the decision of JAPC.

Ms. Phipps commented that she understood that Commissioner Buford, Mr. de la Parte and Mr. Tellechea were going to work together to draft language for the rule.

Commissioner Buford stated protection of the health, safety and welfare of the public is the purpose of any rule.

Ms. Clark informed the Committee that she would bring information on this rule to the next meeting.

DISCUSSION OF ADJUSTMENT OF GROSS PILOTAGE ASSESSMENT

Commissioner Phipps stated that the Finance Committee recommended that the Gross Pilotage Assessment amount be decreased to six tenths of one percent.

MOTION: Commissioner Buford made a motion that the Rules Committee recommend to the full Board that the gross pilotage assessment be reduced to six tenths of one percent effective October 1, 2005.

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

ADJOURNMENT

There being no further business to come before the Committee, the meeting was adjourned at 2:50 p.m.