

MINUTES OF THE MEETING

RULES COMMITTEE BOARD OF PILOT COMMISSIONERS Hutchinson Island Marriott Beach Resort & Marina 555 NE Ocean Boulevard Hutchinson Island Stuart, Florida 34996 July 13, 2006

CALL TO ORDER

Commissioner Phipps, Chair of the Committee, called the meeting to order at 1:39 p.m.

Members Present

Commissioner Phipps, Chair
Commissioner Frudaker, Vice-Chair
Commissioner Bryson
Commissioner Buford
Commissioner Fernandez
Commissioner Hiers
Commissioner Sweeney
Commissioner Molitor
Commissioner Robas

Members Not Present

Commissioner Buffington

Others Present

Tim Vaccaro, Director, Division of Professions, DBPR
Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Drew Winters, Prosecuting Attorney
Mary Ellen Clark, Board Counsel
Galen Dunton, Board Consultant
David Leech, Ft. Pierce Pilots Association
Ken Shields, Vice-President of Operations, Ft. Pierce
David de la Parte, Counsel for Florida State Pilots Association (FSPA)
Jorge Viso, President, FSPA
Gretchen Rayborn, Executive Director, FSPA
Bill Wetzels, Deputy Pilot, Ft. Pierce
Allen Thompson, Tampa Bay Pilots Association

APPROVAL OF THE MINUTES OF THE MEETING

April 10, 2006

MOTION: Commissioner Molitor made a motion that the Committee approve the April 10, 2006, minutes as submitted.

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

RULES REPORT

Ms. Clark informed the Committee that the rule adjusting the gross pilotage assessment was effective on July 1. She stated that she had drafted a rule regarding renewal of licenses and voluntary surrender of license rule which she did not think the Joint Administrative Procedures Committee (JAPC) would agree with, and, JAPC did object. Ms. Clark commented that the law does not specify that the license would have to be surrendered and, therefore, she redrafted the rule for the Committee's review at this meeting.

Following discussion, the following action was taken.

MOTION: Commissioner Frudaker made a motion that the Committee accept Rule 61G14-12.0015(2), F.A.C., as presented and proceed with rule noticing.

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

Ms. Clark suggested that Rule 61G14-17.004 (2)(e)2, F.A.C., be noticed for rule development and the rule be rewritten deleting the "renewal" phrase.

MOTION: Commissioner Molitor made a motion that the Committee authorize Board Counsel to proceed with noticing Rule 61G14-17.004, F.A.C., for rule development.

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

Commissioner Robas introduced and welcomed Mr. Tim Vaccaro, Director, Division of Professions.

Mr. Vaccaro commented that he was pleased to be able to attend the meeting, and he provided the Board with an overview of his job duties and history with the Department. He stated that he planned to attend meetings whenever possible.

Commissioner Robas thanked Mr. Vaccaro for attending and asked Captain Leech to provide an overview as to why the Board was meeting in the Ft. Pierce area.

Captain Leech reiterated the need for this Board to meet around the state at the various ports. He stated that Ft. Pierce was a fairly new port, and he discussed the history of the Port of Ft. Pierce.

The Board discussed the importance of meeting at the various ports, and Mr. Vaccaro informed the Board that he was aware of the importance.

Commissioner Robas mentioned the support the Board obtains from the State Pilots Association and that they turn to them when they need assistance and their willingness to assist.

ADJOURNMENT

There being no further business to come before the Committee, the meeting was adjourned at 2:15 p.m.