

MINUTES OF THE MEETING
RULES COMMITTEE
BOARD OF PILOT COMMISSIONERS
Crowne Plaza Hotel
200 E. Gregory Street
Pensacola, FL

April 29, 2010

CALL TO ORDER

Commissioner Frudaker, Chair of the committee, called the meeting to order at 2:15 p.m. CST

Members Present

Commissioner Frudaker, Chair
Commissioner Bohnsack
Commissioner Bryson, Vice-Chair
Commissioner Buford
Commissioner de la Parte
Commissioner Fernandez
Commissioner Molitor
Commissioner Phipps
Commissioner Viso

Members Not Present

Commissioner Jones

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Michael Flury, Board Counsel
Diane Moore, Prosecuting Attorney
Galen Dunton, Board Consultant
Jay Winegeart, St. Johns Bar Pilot Association
Tony Hogg, Florida Docking Masters
Frank Knowles, St. Andrew Bay Pilots Association
Drew Winters, Grossman, Furlow & Bayo
Gretchen Rayborn, Florida Harbor Pilots Association (FHPA)
Steve Gasecki, FHPA
Allen Thompson, Tampa Bay Pilots Association
Margaret Mathews, Akerman Senterfitt

APPROVAL OF THE MINUTES OF THE MEETING
January 28, 2010

MOTION: Commissioner Bryson made a motion that the committee approve the minutes as submitted.

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

RULES REPORT – MICHAEL FLURY

Mr. Flury reported that Rule 61G14-19.001, F.A.C., is always open in order that changes can be made to the gross pilotage assessment. He reported that Rule 61G14-16.001, F.A.C., Vessel Movements Requiring a State pilot was still open at this time.

DISCUSSION OF ADJUSTMENT OF GROSS PILOTAGE ASSESSMENT

Commissioner Frudaker reported that the committee received a recommendation from the Finance Committee to change the assessment to one tenth of one percent (.001) effective July 1, 2010.

MOTION: Commissioner Buford made a motion that the Rules Committee recommend to the board that Rule 61G14-19.001, F.A.C., be amended and noticed for adoption.

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

OLD BUSINESS

There was no old business to come before the committee at this time.

NEW BUSINESS

Late Reporting of Criminal Convictions

Mr. Flury informed the board that some of the boards have made the late reporting of a criminal conviction a citation offense, which means it would not go through the disciplinary process. He stated that if the conviction was related to the profession, it would be handled differently. In discussion, a fine in the amount of \$100 was recommended.

MOTION: Commissioner Buford made a motion that the committee authorize the notice of rule making to amend the rules to conform with a citation of \$100 for failing to report a criminal conviction.

SECOND: Commissioner de la Parte seconded the motion and it passed unanimously.

MOTION: Commissioner Fernandez made a motion that the committee determined that the rule does not effect small businesses.

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

ADJOURNMENT

There being no further business to come before the committee, the meeting was adjourned at 3:26 p.m. CST.