

**MINUTES OF THE MEETING**  
**RULES COMMITTEE**  
**BOARD OF PILOT COMMISSIONERS**  
**The Westin Key West Resort & Marina**  
**245 Front Street**  
**Key West, FL 33040**

**July 8, 2010**

**CALL TO ORDER**

Commissioner Frudaker, Chair of the committee, called the meeting to order at 1:17 p.m.

**Members Present**

Commissioner Frudaker, Chair  
Commissioner Bohnsack  
Commissioner Buford  
Commissioner de la Parte  
Commissioner Fernandez  
Commissioner Jones  
Commissioner Viso

**Members Not Present**

Commissioner Bryson  
Commissioner Molitor  
Commissioner Phipps

**Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Tim Dennis, Board Counsel  
LeChea Parson, Prosecuting Attorney  
Galen Dunton, Board Consultant  
Dan Ramsey, Florida Docking Masters Association  
Mike McGraw, Key West Bar Pilots Association  
Joe Brown, Florida State Pilots Association (FSPA)  
Warren Husband, FSPA  
Gretchen Rayborn, FSPA  
Allen Thompson, Tampa Bay Pilots Association

**APPROVAL OF THE MINUTES OF THE MEETING**

**April 29, 2010**

Commissioner Bohnsack noted two corrections that needed to be made to the minutes.

**MOTION:** Commissioner de la Parte made a motion that the committee approve the minutes as amended.

**SECOND:** Commissioner Bohnsack seconded the motion and it passed unanimously.

### **UPDATE ON HB1271**

Mr. Dennis informed the committee that HB1271 was approved by the Governor on June 4, 2010. He stated that it abolished the Pilotage Rate Review Board and created the Pilotage Rate Review Committee which will be composed of members of the Board of Pilot Commissioners. Mr. Dennis stated that the policy for rate setting will be the same, it will now be before the committee, and there will be new appointments to the board. As for rulemaking, Mr. Dennis stated that there was nothing that the board should do, however, once the committee is established, there will be rules that will need to be developed

Mr. Dennis stated that he would research how to handle the situation if a member of the committee is in the port that is applying for rate increase. He stated that there is a provision that committee members have to disclose private interests on the record and file a memorandum to this effect.

### **UPDATE ON APA LEGISLATION – TIM DENNIS**

Mr. Dennis stated that this legislation was vetoed by the Governor.

### **RULES REPORT – TIM DENNIS**

#### **Update on Criminal Convictions**

Mr. Dennis informed the committee that the rule had been noticed and should be effective in early August.

### **DISCUSSION OF ADJUSTMENT OF GROSS PILOTAGE ASSESSMENT**

**MOTION:** Commissioner Buford made a motion that the committee recommend to the full board that they adopt the recommendation of the Finance Committee and change the gross pilotage assessment to seven tenths of one percent (.007) effective October 1, 2010.

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

### **OLD BUSINESS**

Commissioner Frudaker commented that in the minutes there was a reference to Rule 61G14-16.001, F.A.C., Vessel Movements Requiring State Pilots, which was brought up in July of last year and was to be discussed at this meeting. He stated that the committee may want to look at this in the future if there is an issue that needs to be addressed, otherwise no action will be taken.

### **NEW BUSINESS**

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

## **ADJOURNMENT**

There being no further business to come before the committee, the meeting was adjourned at 1:34 p.m.