

APPROVED MINUTES

RI STATE PILOTAGE COMMISSION MEETING

NOVEMBER 20, 2012

held at 235 Promenade Street, Room 250

Providence, Rhode Island 02908

MEMBERS IN ATTENDANCE:

Capt. E. Howard McVay Jr., Chair

Capt. Peter Fritz, Member

Chief Steve Hall, Member

Larry Mouradjian, Member

OTHERS IN ATTENDANCE:

Atty. Gary Powers, Legal Counsel

Capt. Rick Comeau, Maritime Simulation Inst.

Hank Nelson, Goff & Page Co.

Craig Ibbotson, Moran Shipping Agencies

I. REVIEW OF PREVIOUS MEETING MINUTES:

Quorum being present, Chair McVay called the meeting to order at approximately 9:30 a.m. Commissioners reviewed the October 4, 2012 minutes. Member Chief Hall made a motion to approve the minutes; Member Capt. Fritz seconded the motion. The minutes were approved by assent.

II. OLD BUSINESS:

- 1) Continued discussions of RI pilotage statutes: - Members**

continued to review and discuss the following state statutes-

§46-9-26- Penalty for Violations: Chair McVay advised the Commissioners that he researched how other states have regulated their fines. According to pilot commissions in NH, MA, ME, CT, NY, NJ, fines are not imposed on their pilots. Instead penalties are enforced through license suspensions. Commissioners continued discussions. No action will be taken to make revisions.

§46-9-27 – Criminal Penalty for Intentional or Grossly Negligent Violation-Felony:

No action will be taken.

§46-9-28 – Penalties – Misdemeanor:

No action will be taken.

§46-9-29 – Proceedings for enforcement – Injunctive relief:

No action will be taken.

§46-9-30 – Surrender of suspended or revoked License:

No action will be taken.

2) Negative Impact on Narragansett Bay/Review of Americas Cup, Tall Ships, Bermuda Race: Commissioners discussed this summer's events that took place in Narragansett Bay this summer. According to Craig Ibbotson of Moran Shipping, he advised that there were some delays because of bay closures which caused some inconveniences with ships coming into port. Chair McVay stated that he would like to see some data that shows adverse economic impacts that occur during summer events. Moran Shipping will provide information showing economical losses on a local level at next

month's meeting.

III. NEW BUSINESS:

1) Commission meeting schedule changes: Chair McVay stated that he would send an email out with any changes to the 2013 schedule. Changes will be finalized at the December meeting.

2) Public Meeting Hearing date:

The public meeting will be scheduled on April 4, 2013. An item that Chair McVay would like to see on the agenda is the topic where there has been some ambiguity on pilot-rate description for cargo and passenger ships. No changes will take place at this time. The Commissioners will continue discussions at future meetings.

IV. EXECUTIVE SESSION: No executive session.

V. PUBLIC COMMENTS: No public comments.

VI. ADJOURNMENT: The meeting adjourned at 10:30 a.m.

VII. NEXT SCHEDULED MEETING: The RI Pilot Commission plans to hold the next regular monthly meeting in the conference room of the Division of Law Enforcement at DEM headquarters located at 235 Promenade Street, Rm. 250, Providence, RI on Thurs, December 6,

2012 starting at approximately 9:30am.