

APPROVED MINUTES  
RHODE ISLAND STATE PILOTAGE COMMISSION MEETING

Thursday, June 6, 2019  
Held at 235 Promenade Street, Room 250  
Providence, RI 02908

<u>MEMBERS IN ATTENDANCE</u>	<u>OTHERS IN ATTENDANCE</u>
Capt. E. Howard McVay, Chair Capt. Peter Fritz, Vice Chair Dean Hoxsie, RIDEM, Chief of DLE, Member	JoAnne Scorpio, RIDEM, Commission Secretary Atty. Hoefsmit, RIDEM, Commission's Legal Counsel Capt. Clint Walker, NEMP Capt. Dale Harper, Probationary Pilot, NEMP Capt. Richard Astles, NEMP Capt. Vince Kurby, NEMP, State Pilot Board
<u>EXCUSED FROM ATTENDANCE</u>	
Frank Floor, RIDEM, Chief, Parks and Rec., Member	

I. REVIEW OF PREVIOUS MEETING MINUTES

A regular monthly meeting of the RI State Pilotage Commission was called to order at approximately 9:30am on Thursday, June 6, 2019 at the headquarters of the RIDEM, Division of Law Enforcement. A quorum was present; the Commissioners reviewed the May 2, 2019 minutes. Vice Chair Peter Fritz **MOVED** to accept the minutes. Chair McVay **SECONDED** the **MOTION**. Vote was **UNANIMOUS**, *3-0 to approve*.

II. OLD BUSINESS

1) Review of Public Hearing and Discussion to Vote on Regulation:

Chair McVay stated that the Commission held its annual public hearing (*May 2, 2019*) and the ACLU sent in their comments in reference to §9.15(O)(I) of the state pilotage regulations. A Letter from the Commission was then sent to the ACLU in response to their comments.

Atty. Hoefsmit advised that that all documents have been filed with ORR. They have 30 days to review and comment; and since there were no comments, they will now go to the Secretary of State to be finalized.

The commissioners then voted to accept the final amendments to the regulations as proposed in the "Notice of Public Hearing". Commissioner Hoxsie **MOVED** to accept the proposed amendments to the regulations. Vice Chair Fritz **SECONDED** the **MOTION**. Vote was **UNANIMOUS**. *3-0 in favor*.

2) Capt. Harper, Probationary Pilot upgrade: Capt. Harper advised that he has completed all recommended five (5) round trips into Davisville with proficiencies and is petitioning the Commission to allow him to start working in Davisville.

Chair McVay then stated that Capt. Harper can be cleared to begin working in Davisville as he has fulfilled his requirements. Chair McVay entertained a motion to approved Capt. Harper's upgrade and to lift his restriction on gross tonnage. Vice Chair Fritz **MOVED** to approved Capt. Harper's upgrade, Member Hoxsie **SECONDED** the

**MOTION.** Vote was **UNANIMOUS. 3-0 in favor.** Chair McVay also stated that the wind and draft restrictions will remain in place.

- 3) **Commission Meeting Schedule:** No changes to the annual schedule.
- 4) **Pilot Training Advisory Panel:** Vice Chair Fritz advised that there has been an increase in incidents involving large passenger ships while a pilot is on board. The Training Panel will focus on what the causes are.

Commission Secretary advised Vice Chair Fritz that five of the pilots have confirmed that they have reviewed the training materials.

- 5) **State Pilot Accident Investigation Procedure/Protocol:** VDR data recovery – Member Hoxsie stated that he and Atty. Hoefsmit will have more information at the September meeting.
- 6) **Pilot’s request for waiver for RADAR re-certification:** Capt. Astles advised that he is scheduled to take the RADAR re-certification exam before the expiration date.

*Commissioner Hoxsie was excused from attendance at approximately 10:00am.*

- 7) **Commissioner Appointments:** Atty. Hoefsmit stated that Chair McVay’s Commission re-appointment has been submitted to the Governor’s office. Everything is on track and the commission waiting for confirmation from the Senate.

Vice Chair Fritz’s re-appointment request has also been submitted to the Governor’s office.

Capt. Kirby (NEMP, State Pilot Board member) stated that he would like to comment on the Commission appointments. He expressed his interest in the Chair’s appointment in the event of a current opening and asked the commission for their support. Capt. Kirby then read his statement. *(statement has been filed with the commission files).*

**III. NEW BUSINESS**

No new business

**IV. OTHER COMMENTS**

Commissioners discussed the grounding of the NENITA in the Columbia River, Washington that occurred on November 19, 2016

**V. ADJOURMENT**

There being no further business to discuss, the meeting adjourned at approximately 10:30 a.m.

<b>Remaining Scheduled Dates:</b>	Th, Jul. 11	Th, Oct. 3
	Th, Aug. 1	Th, Nov. 7
	Th, Sep. 5	Th, Dec. 5

Meeting dates are subject to change