

APPROVED MINUTES
RHODE ISLAND STATE PILOTAGE COMMISSION MEETING

Thursday, July 11, 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 Frank Floor, RIDEM, Chief, Parks and Rec., Member	JoAnne Scorpio, RIDEM, Commission Secretary Atty. Hoefsmit, RIDEM, Commission's Legal Counsel Cody Katter, Intern RIDEM, Off. Legal Services Clint Walker, NEMP Jorge Viso, President, American Pilots Association

I. REVIEW OF PREVIOUS MEETING MINUTES

A meeting of the RI State Pilotage Commission convened at the regularly scheduled time at 9:30am on Thursday, July 11, 2019 at the headquarters of the RIDEM, Division of Law Enforcement. However; as the required advance notice was not met (minimum of 48 hours), commissioners will postpone their vote of the June 6, 2019 meeting minutes at the next scheduled meeting.

II. OLD BUSINESS

- 1) **Commission Meeting Schedule:**
No changes to the annual schedule.
- 2) **Pilot Certification update:**
Commission secretary advised that Capt. Astles is up-to-date with submitting all of his licenses/certifications to the commission. Also, a reminder that his federal license will be expiring soon was sent to him.
- 3) **Update on RADAR Certification:**
Chair McVay advised that the requirements have changed for the RADAR certification and the pilots no longer have to be tested, however, there are guidelines that have to be met. Capt. Viso also advised that as of July 22 the pilots will no longer need RADAR certification if they already hold a valid certificate. He went on to explain that the pilot must submit a letter of renewal that they have served on vessels for at least five years that are equipped with RADAR. Chair McVay stated that the renewal will take place every five years.

- 4) **Introduction of APA President:**
APA President Jorge Viso introduced himself and advised the Commission of APA's responsibilities representing 24 coastal states including the Great Lakes at the federal level. He went on to say that the APA supports state pilots within the regulatory system and assists with pilot associations on a state level. He stressed the importance of how the pilot associations need to be governed on a state level. Capt. Viso also explained the Association interacts with the USCG, NOAA, Army Corp of Engineers and other federal entities including Congress and the subcommittee on Transportation and Infrastructure. The APA is located in Washington, DC with a staff of five employees: President, Executive Director, Deputy Director, Navigation Technology Director, and Administrative Assistant.
- 5) **Regulation update:** Atty. Hoefsmit distributed proposed amendments to the Commission Regulations in response to the ACLU's written comments regarding § 9.15(O)(1). Atty. Hoefsmit then advised Commissioner Hoxsie of the ACLU's concern regarding the commission's authority to prohibit a pilot from obtaining a license (*for 10 years from date of conviction*) if convicted of a federal/state statute involving drug offenses. She then said that the commission could clarify the intent by deleting 9.15(O)(1), the following paragraph will be renumbered to 9.15(O)(1) and then the third paragraph will be amended to allow the Commission to suspend or revoke a pilot's license if convicted of violating a (*federal/state*) drug offense. That part will be renumbered to 9.15(O)(2). Commissioners all agreed with Atty. Hoefsmit's proposal.

III. NEW BUSINESS

No new business

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

Remaining Scheduled Dates:		Th, Oct. 3
	Th, Aug. 1	Th, Nov. 7
	Th, Sep. 5	Th, Dec. 5

Meeting dates are subject to change