

APPROVED MINUTES  
RHODE ISLAND STATE PILOTAGE COMMISSION MEETING  
Thursday, May 3, 2018  
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 Frank Floor, Member Dean Hoxie, Member	Atty. Christina Hoefsmit, Counsel to the RISPC Jo-Anne Scorpio, Secretary to the RISPC Paul Costabile, Ex. Director, NEMP Sean Bogus, President, NEMP, State Pilot Board

I. REVIEW OF PREVIOUS MEETING MINUTES

A regular monthly meeting of the RI Pilot Commission was called to order at approximately 9:30am on Thursday, May 3, 2018 at the headquarters of the RIDEM, Div. Law Enforcement. A quorum was present; the April 5, 2018 minutes were reviewed. Vice Chair **MOVED** to accept the minutes; Commissioner Hoxie seconded the **MOTION**. [Voted 3-0 in favor.](#)

II. OLD BUSINESS

- 1) **Pilot Advisory Panel Update:** Vice Chair Fritz stated that there were no updates and would hope to have more information in the following months.
- 2) **State Pilot Board Updates:** No reports on Capt. Harper.
- 3) **Schedule Changes:** No Changes.
- 4) **Regulation Recodification Update:** Atty. Hoefsmit advised that she has questions/comments that she would like to address before the regulations are sent to the Office of Regulation Review (ORR). The Chair reiterated that the Commission has to commit to an annual public hearing before the end of the year and would like to get the regulations wrapped up as soon as possible so all of the changes will be ready for public comment in September/October. Atty. Hoefsmit then stated that there is a time limit in getting the regulations filed once they are approved by ORR; and if that deadline is not met, the Commission is obligated to start the process over again.

After ORR receives the regulations from Legal, ORR has up to 30 days to send back their comments. The Chair asked Atty. Hoefsmit to get back to him on what the procedure is for getting the regulations filed.

- 5) **RI Pilot Communications System:** Capt. Costabile advised he is waiting for Cybercomm's return call; to date there are no updates on the system.

- 6) Review of Baseline Requirements for Upgrading to Full Branch: Chair McVay said that he would like a special meeting to further discuss requirements and would like Commissioners Floor and Hoxie and Atty. Hoefsmit to draft guidelines/requirements for upgrading probationary pilots to full branch.
- 7) State Pilot Accident Investigation Procedure/Protocol: Commissioners and pilots talked about the chain-of-custody for obtaining data from a VDR in the event of an incident/accident. Chair McVay suggested that Atty. Hoefsmit could perhaps draft a letter that the master of the ship signs, asserting that data from the VDR has just been copied and witnessed by an EPO (or commissioner) and is a true and valid copy from a specific window of time. Commissions then discussed what data should be retrieved from the VDR. McVay advised that the Commission would want all data up until the pilot is relieved.

### III. NEW BUSINESS

- 1) Capt. Sanford Report: The Chair stated that he emailed everyone a copy of Adam Sanford's report and asked Capt. Bogus to give details of that report. Capt. Bogus advised that Adam Sanford was dispatched to the Baltic Leopard (04/20/2018 at approximately 03:50am) from Brenton Pt. Capt. Sanford then did his Master - Pilot exchange and a quick inspection and noticed there was only one functioning radar. Capt. Bogus explained there should be two functioning radars. Sanford then made the decision to turn the ship around and bring the vessel back out to sea. Capt. Bogus explained that because it was still dark, the ship was not in compliance at that time and Adam made the right decision. (Report has been filed in Commission Files, [RI Pilot Commission file folder])

### IV. COMMENTS:

- 1) Vice Chair Fritz requested that he would like another marine incident report (involving a pilot) for the Commissioners review over the summer so they will be ready to discuss the report at the September meeting.

### V. ADJOURNMENT

The meeting adjourned at 10:30 a.m.

### VI. NEXT SCHEDULED MEETINGS

The next scheduled meeting is on July 5, 2018. The rest of 2018 scheduled meetings: August 2, September 6, October 4, November 1, and December 6. Public hearing to be announced.