

# STATE OF ALASKA

## DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

DIVISION OF OCCUPATIONAL LICENSING

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### STATE OF ALASKA DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT DIVISION OF OCCUPATIONAL LICENSING BOARD OF MARINE PILOTS

#### SUMMARY OF MOTIONS

December 15, 1995  
Teleconference Meeting

By authority of AS 08.01.070 (2) and AS 08.62.030, and in compliance with the provisions of AS 44.62, Article 6, a scheduled teleconference meeting of the Board of Marine Pilots was held on December 15, 1995.

December 15, 1995

#### 0900 Call to Order/Roll Call

The meeting was called to order by Captain John Klepper, Chairman.

Those present and constituting a quorum of the board were:

Mr. Bob Berto  
Captain John Klepper  
Captain Mike Spence  
Captain Mike O'Hara

Also present were: Captain Dan Twohig, Marine Pilot Coordinator.  
Gayle Horetski. AAG

#### 1. Review/ set agenda

On a motion made by Mr. Smith, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to adopt the agenda as amended.

**2. Adopt minutes of October 9-11 meeting**

On a motion made by Captain O'Hara, seconded by Mr. Smith and carried unanimously, it was

RESOLVED to adopt the minutes as written.

**3. Ethics Briefing**

Gayle Horetski, AAG presented a briefing of the Ethics Act and the Open Meetings Act for the edification of new board members.

**4. Litigation Report**

Gayle Horetski briefed the board on the status of the Supreme Court appeal of the Superior Court's decision in the Renwick matter.

**5. Approval SEAPA Training and Apprenticeship Program**

**Captain Spence declared a conflict of Interest and recused himself from this issue.**

On a motion made by Captain O'Hara, seconded by Mr. Smith and carried unanimously, it was

RESOLVED to approve SEAPA's training program.

Mr. Bush joined the meeting.

**6. Public Comment**

- a. Ken Castner spoke on the Open Meetings Act and pilot recertification.
- b. Joe Kyle spoke on the Cape Spencer Pilot Station, pilot recertification and the rate hearing process.

Mr. Hensley joined the meeting.

- c. Karl Luck spoke on Region 1 training requirements, the regulation process, challenges to the published rates, and the Cape Spencer pilot station.
- d. Ted Kellogg spoke opposing the reduction of training requirements in Region 1
- e. Dale Collins spoke on the Cape Spencer Pilot Station, training requirements, and regulations
- f. Bill Sharp spoke on the Cape Spencer Pilot Station
- g. Jim Drahos spoke on the proposed regulatory changes and Bridge Resource Management courses
- h. John Larsen spoke on recertification, citizenship requirements for pilot

observers and the definition of the Conn

**7. Rate Resolution Hearing**

The board discussed the procedure to be followed in the required rate hearing on the non contractual rates filed by SEAPA. The board set a hearing date during the January meeting.

**8. Regulations Update**

The Marine Pilot Coordinator briefed the board on changes to the regulations process and discussed the need to discuss the cost of regulatory changes on individuals.

On a motion made by Captain O'Hara, seconded by Mr. Smith and carried unanimously, it was

RESOLVED to readopt changes to 12 AAC 56.120 (a) adding pilot stations for the Pribilof Islands and adopt a change to 12 AAC 56.990 by addint a new paragraph (18) defining "territorial seas."

Upon discussion by the board, it was decided to table action on changes to 12 AAC 56.026(j) until the next meeting of the board.

On a motion made by Captain Spence, seconded by Mr. Bush and carried unanimously, it was

RESOLVED to adopt changes to 12 AAC 56.028 as amended.

On a motion made by Mr. Bush, seconded by Mr. Smith and carried unanimously, it was

RESOLVED to table changes to 12 AAC 56.029 until the next meeting of the board.

On a motion made Captain O'Hara, seconded by Mr. Bush and carried unanimously, it was

RESOLVED to adopt changes to 12 AAC 56.03~~2~~<sup>6</sup> as amended.

On a motion made by Captain O'Hara, seconded by Mr. Smith and carried unaimously, it was

RESOLVED to table changes to 12 AAC 56.080 and adoption of 12 ACC 56.088.

On a motion made by Captain Spence, seconded by Captain O'Hara and carried unanimously, it was

RESOLVED to adopt changes to 12 AAC 56.083 as written

**Mr. Berto declared a conflict of interest and recused himself from the Cape Spencer Pilot Station issue.**

On a motion made by Captain O'Hara, seconded by Captain Klepper and carried unaimously, it was

RESOLVED to table changes to 12 AAC 56.120 until the next meeting.

#### **9. Other Business**

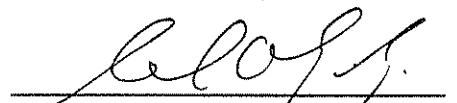
- a. The next meeting was scheduled for January 23-25, 1996 in Anchorage

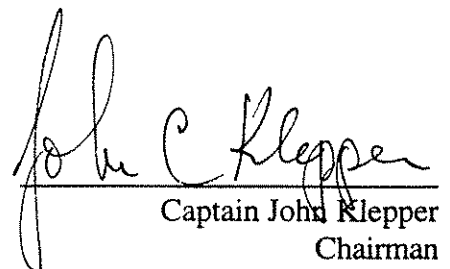
#### **10. Adjourn**

On a motion made by Mr. Smith, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to adjourn.

Respectfully submitted:

  
Daniel C. Twohig  
Marine Pilot Coordinator

  
Captain John Klepper  
Chairman