

**Board of Pilot Commissioners for the Bays  
of San Francisco, San Pablo, and Suisun**

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JOINT COMMITTEE MEETING:  
PILOT FITNESS AND RULES AND REGULATIONS COMMITTEES  
November 8, 2012  
**MEETING MINUTES**  
**9:30 a.m.**

The Board of Pilot Commissioners Pilot Fitness Committee and Rules and Regulations Committee met jointly on October 9, 2012 at 9:30 a.m. at the Board of Pilot Commissioners office, 660 Davis Street, San Francisco, California. Commissioner Dave Wainwright presided over the meeting with Rules and Regulations Committee members Vice President RAdm. Frank Johnston present. Representing the Fitness Committee was Brigadier General Chester Ward, MD, MPH. and Barbara Price. Members of the staff present were Executive Director Allen Garfinkle, Staff Services Analyst Kelly Dolcini, Office Technician Sigrid Hjelle and Board Counsel Dennis Eagan. Business, Transportation and Housing Agency (BTH) was represented by Administrative Analyst Amanda Esquivias. Fitness Committee member Dr. Robert Kosnik arrived while the meeting was in progress.

Open Meeting:

**1. Call to Order and Roll Call.**

Commissioner Wainwright called the meeting to order at 9:30 a.m. There was a quorum established for the Rules and Regulations Committee, but not initially for Pilot Fitness.

**2. Approval of Joint Rules and Regulations and Pilot Fitness Committee meeting minutes of September 11 and September 20, 2012.**

Committee members were invited to suggest changes to minutes as submitted. Hearing none, General Ward moved to approve the minutes of the September 11, 2012 meeting. Vice President Johnston seconded the motion, which passed unanimously on a voice vote.

Vice President Johnston moved to approve the minutes from the September 20 meeting. General Ward seconded the motion, which passed unanimously on a voice vote.

- 3. Review completed draft document of pilot fitness regulations as amended by the Committee on September 20, 2012. Edit or change document consistent with review process, if necessary.**

Chairman Wainwright noted that S.B. 1408 had been signed by Governor Brown and the Committee discussed how to proceed. It was suggested that the discussion be added to the agenda for the next meeting as it required a deeper discussion than time allowed.

Mike Jacob, Vice President of Pacific Merchant Shipping Association (PMSA) was prepared with suggested revisions to the regulations, which he shared with the Committee.

Board Counsel Eagan addressed a few clerical changes. The Committee discussed whether the regulation language could be interpreted in any other way than what they intended

- 4. Review, discuss and edit as necessary, portions of draft document submitted to Board Counsel, Committee members, or Board staff for review and drafting outside of Committee meetings.**

PMSA prepared several suggested revisions to sections of the regulations. The Committee discussed the constructive suggestions and edited the document where appropriate.

- 5. Review all forms suggested by the Pilot Fitness Study and by currently completed work on regulations.**

Discussion on this item was deferred to a later meeting.

- 6. Discuss and compile statistical estimates of medical services to be utilized in obtaining a market analysis of the fiscal and economic impacts of implementing a medical regime based on these regulations. Discuss obtaining healthcare consulting services for market analysis.**

Executive Director Garfinkle reported that Staff had found out that it might be possible to award a contract to UCSF to conduct the study without having to complete a market survey because the University of California is another State entity. He advised the Committee that he would keep them informed as he found out more information about the process.

- 7. Review and discuss memorandum by Gabor Morocz dated April 2, 2012, detailing new requirements related to submissions of regulatory packages to the Office of Administrative Law.**

Discussion on this item was deferred to a later meeting.

**8. Discuss possible term limits on medical disability leave.**

The Committee did not address this item.

**9. Public comments on matters not on the agenda.**

There were none.

**10. Proposals for additions to next committee meeting agenda.**

Discuss the impact of Senate Bill 1408 on proposed fitness regulations.

**11. Adjournment.**

The Committee adjourned at 12:10 p.m.

Respectfully Submitted,

Kelly Dolcini  
Staff Services Analyst