

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

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JOINT COMMITTEE MEETING:  
PILOT FITNESS COMMITTEE AND RULES AND REGULATIONS COMMITTEE  
January 9, 2012  
**MEETING MINUTES**  
**9:00a.m.**

The Board of Pilot Commissioners Pilot Fitness Committee and Rules and Regulations Committee met jointly on January 9, 2012 at 9:17 a.m. at the Board of Pilot Commissioners office, 660 Davis Street, San Francisco, California. Commissioner Dave Wainwright presided over the meeting with Committee members Vice President Johnston, Commissioner Roberts, Commissioner Cronin, Brigadier General Chester Ward, MD, MPH, and University of California Associate Clinical Professor Dr. Robert Kosnik present. Members of staff present were Executive Director Allen Garfinkle, Board Counsel Dennis Eagan, Staff Services Analyst Brian Vu and Office Technician Kelly Dolcini. Present in the audience was Board President Mike Miller. Business, Transportation and Housing (BTH) Traci Stevens was represented by BTH Deputy General Counsel Morocz telephonically from Sacramento.

Open Meeting:

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

Commissioner Wainwright called the meeting into order at 9:17 a.m. Commissioner Cronin and Commissioner Johnston were present for the Rules and Regulations Committee, establishing a quorum. General Ward, Barbara Price and Dr. Kosnik were present, which established a quorum for the Pilot Fitness Committee.

**2. Approval of Joint Rules and Regulations and Pilot Fitness Committee meeting minutes of December 9, 2011.**

The approval of the minutes was deferred to the next Committee meeting.

**3. Review and edit as necessary Draft of Pilot Fitness Regulations, provided by BT&H Deputy Counsel Morocz titled "Board Initiated Physical Examination".**

This agenda item was not addressed and the Committee went directly to agenda item #4.

**4. Review and edit as necessary Draft of Pilot Fitness Regulations, provided by BT&H Deputy Counsel Morocz titled “Medical Disability Leave”.**

This item has been Consequences of NFFD or PNFFD Determination. A draft was provided by Board Counsel Dennis Eagan reflecting the discussion at the December 9, 2011 Committee meeting. The discussion focused on the notification process and the Committee members reviewed each case of consequences (pilot renewal, original license, pilot trainee, and applicant for training program. Following discussion and edits a thorough read through was conducted and the language approved.

**5. Review and edit as necessary Draft of Pilot Fitness Regulations, provided by BT&H Deputy Counsel Morocz titled “Appeals of Fitness Determinations”.**

Board Counsel Eagan provided the Committee members with a draft reflecting the discussion from the December 9, 2011 meeting. He walked the Committee members through the draft and the salient points. After a discussion of the current draft, the Committee members accepted the draft conceptually and will continue to refine the language.

**6. Review and discuss Release and Authorization of medical information to individuals other than Board appointed physicians, such as medical specialists, Board members or Board staff”.**

The Committee has yet to address this agenda item.

**7. Review and discuss what should be included in the “physical examination” referred to item (c) of section titled “Description of Physical Exam” (page 2 of 8 of draft).**

The Committee has yet to address this agenda item.

**8. Review and discuss other provisions that may require revision in 7 CCR Section 218 and 219.**

The Committee has yet to address this agenda item.

**9. Review circumstances where trainee may be found Not Fit for Duty and the various consequences of such a determination.**

The Committee has yet to address this agenda item.

**10. Review and edit as necessary Draft of Pilot Fitness Regulations titled “Consequences of NFFD or PNFFD Determination”.**

The Committee has yet to address this agenda item.

**11. Review proposed draft of 2012 Rulemaking calendar.**

Chairman Wainwright directed the Committee to review the list of items to be included in the 2012 Rulemaking calendar.

Board Counsel Dennis Eagan suggested that the Committee to add work on HNC Section 202, by adding definitions to regulations concerning alcohol.

Commissioner Cronin moved that the Committee accept the list of items of the 2012 Rulemaking calendar and recommend it for Board approval. Commissioner Johnston seconded the motion which passed unanimously on a voice vote.

**12. Public Comments on Matters not on the agenda.**

There were none.

**13. Planning agenda items for next committee meeting.**

The next Joint Committee meeting is scheduled for January 19, 2012 at 9:30. A second meeting was also scheduled for February 2, 2012 at 9:30.

**14. Adjournment.**

This committee adjourned at 12:17 p.m.

Respectfully submitted,

Brian Vu  
Staff Services Analyst