

**RHODE ISLAND GOVERNMENT REGISTER  
PUBLIC NOTICE OF PROPOSED RULEMAKING**

**DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**Title of Rule:** Rhode Island State Pilotage Commission Rules and Regulations

**Rule Identifier:** 250-RICR-80-00-9

**Rulemaking Action:** Proposed Amendment

**Important Dates:**

Date of Public Notice: 04/06/2020

End of Public Comment: 05/06/2020

**Authority for this Rulemaking:**

RIGL 46-9 and 46-9.1

R.I. Gen. Laws § 42-35

**Summary of Rulemaking Action:**

The purpose of this regulation is to provide maximum safety from the dangers of navigation for vessels entering or leaving the waters of this state; to maintain a state pilotage system devoted to the preservation and protection of lives, property, and vessels entering or leaving waters of this state at the highest standard of efficiency; and, to insure an adequate supply of pilots well qualified for the discharge of their duties. The purpose of this amendment to correct typo's and internal references within the regulations, set pilotage rate for surveying, modify the pilotage rate for some services based on industry practices, and establish mandatory training requirements. A summary of substantive changes between current and proposed regulation by section is as follows:

- Section 9.6 added section (C) to conform with statutory requirements.
- Section 9.9(C)(1) and 9.10(C)(1) changes to conform with changes made by the USCG regarding Radar Certificate requirements.
- Section 9.10(J)(1) addition to conform with Section 9.9(J)(1).
- Section 9.10(L)(3) added as a result of the Commission now making training requirements mandatory.
- 9.15(G)(1) and 9.16(A) removed reference to Brenton Reef Pilot Light.
- Section 9.15(J)(4) and (7) clarifying requirements regarding the Annual Medical Certificate.

- Section 9.15(L) deleting the pilotage rates for the prior years of 2016 and 2017 since no longer applicable.
- Section 9.15(L)(9) modifying pilotage rates for certain transits.
- Section 9.15(L)(10) adding pilotage rates for Surveying in the event a vessel requires a Pilot.
- Section 9.15(N)(a) amended the pilot detention fee.
- Section 9.18, new section on mandatory training requirements.

**Additional Information and Comments:**

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed amendment until May 6, 2020 by contacting the appropriate party at the address listed below:

Christina Hoefsmit  
Department of Environmental Management  
RI State Pilotage Commission, c/o RIDEM Division of Law Enforcement  
235 Promenade Street  
Providence, RI 02908  
christina.hoefsmit@dem.ri.gov

In accordance with R.I. Gen. Laws § 42-35-2.8, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

**Regulatory Analysis Summary and Supporting Documentation:**

The Department has determined that small businesses will not be adversely impacted by the proposed regulations referenced above. However, the public hearing is being conducted to solicit comment on the proposals and to allow public input from small businesses or any cities or towns, which may believe that that may be adversely affected. For full regulatory analysis or supporting documentation see agency contact person above.

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