

Exh. JR-21
Docket TP-220513
Witness: Jordan Royer

**BEFORE THE STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Complainant,

v.

PUGET SOUND PILOTS,

Respondent.

Docket No. TP-220513

**EXHIBIT TO TESTIMONY OF
Jordan Royer
ON BEHALF OF
PACIFIC MERCHANT SHIPPING ASSOCIATION**

BPC 2021 Meeting Minutes

FEBRUARY 10, 2023

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
January 21, 2021

REGULAR MEETING – Call to Order

The regular meeting of the Board of Pilotage Commissioners was convened at 10:00am by Chair Sheri Tonn via Conference Call and Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Rik Krombeen (Foreign Shipping), Dale Jensen (Dept. of Ecology), Andrew Drennen (U.S. Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Linda Styrk, Ivan Carlson, Eric Klapperich, Bill Sliker, Alec Newman, Pat Ninburg, Tom Coryell, Sandy Bendixen, Matt Miller, Jamie Galvin and Travis McGrath: Puget Sound Pilots

Gary Nelson & Mike Folkers: Port of Grays Harbor

Mike Moore & Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Fred Felleman: WAVE Consulting/OTSC Member

Laird Hail, Nate Menefee, Ish Looney: USCG

Vince Addington: General Steamship

Robert Fronenbroek, Harlow Wood, Colby Grobschmit: Pilot Aspirants

Sara Thompson & JD Leahy: Dept. of Ecology

Adam Deitz: Anderson, Carey, Williams, & Neidzwski, PLLC

Chris Reilly: Nicoll, Black, & Feig LLC

John Wright: ConocoPhillips/Polar Tankers Inc.

Chair Tonn welcomed the Board's new American Shipping representative Andrew Drennen, Polar Tankers, and thanked outgoing Commissioner Phil Morrell for his many years of service to the BPC and the state of Washington. Commissioner Drennen introduced himself and shared his maritime background.

BPC Staff Report.

- Reports of COVID in the 2901 building continue and recently impacted mailroom operations including BPC meeting material packets.
- The Governor's waivers of certain portions of the Open Public Meetings Act, which he has continuously extended since his emergency orders, will now be extended until those emergency proclamations are lifted or until the Legislature or the Governor rescinds the proclamations, whichever happens first.
- State Risk Management has rolled out a new database for evaluating and tracking agency risks. BPC committees will be assigned corresponding risks and identification of new risks as a part of their committee work. BPC Program Analyst Bettina Maki will be maintaining the database. Risks were discussed at the recent Pilot Safety Committee meeting and will be on the agenda for other BPC committees in the coming months.
- BPC Program Analyst Bettina Maki provided information and answered questions regarding the monthly data charts. This information can be found on the BPC website. Regarding the difference in revenue per assignment between the Puget Sound and Grays Harbor Pilotage Districts, Bettina will bring additional information to the next meeting.

BPC Chair Report.

- Amy Scarton, WSF Assistant Secretary, has been promoted to Deputy Secretary of WSDOT. Amy will be missed, but it will be nice to have someone who understands the BPC at the WSDOT leadership level. Her replacement is Patty Rubstello, who currently leads WSDOT's Urban Mobility and Access Team. The Board looks forward to getting to know and work with Patty.
- In mid-December, Chair Tonn and Jaimie Bever had a good meeting with Senate Transportation Committee Chair Senator Hobbs for the annual transportation agency check-in prior to the beginning of the legislative session.

Activity Reports. Mike Folkers representing the Port of Grays Harbor (PGH), Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Mike Moore representing Pacific Merchant Shipping Association (PMSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), and Laird Hail representing the United States Coast Guard (USCG) offered current and projected statistical data as well as updates on current maritime issues and activities.

As a part of his activity report, Captain Carlson discussed COVID protocols for both pilots and trainees. He will continue the discussion on handling the potential cases and exposures with both PSP and the BPC. Regarding reporting of COVID exposures, Captain Carlson requested that an official Fit/Not Fit for Duty process not be required by the Board based on how cumbersome the reporting would be for PSP. Bettina pointed out that during the summer, PSP had reported when pilots were taking a comp day because of COVID exposure on their monthly activity report. She suggested that could be a good path forward. Linda Styrk clarified that “taking the book” is when a pilot decides to take a comp day and that the decision is not a request, it is a notification, which is driven by the individual pilot. She assured the Board that when a vessel comes in and there is exposure risk, PSP meets with Discovery Health MD and that there is a strict policy for notifications and process regarding risk exposure. Chair Tonn said that she and Captain Carlson had discussed PSP including a summary of vaccinations and other issues going on with COVID on the monthly Activity Reports. If a pilot has COVID, then the BPC would require the Fit/Unfit for Duty notification process.

OLD BUSINESS

Chair Tonn announced a Closed Session at the end of the meeting to discuss personnel matters.

M/V Levant Incident. The Board reviewed the Preliminary Investigation Report of the December 15, 2019 incident involving M/V LEVANT at the January 16, 2020 BPC meeting. At that meeting, the Board took action requiring the pilot of record to complete several actions. Jaimie Bever walked the Board through the documents provided to the Board indicating the pilot’s completion. The requests included Bridge Resource Management training, Portable Piloting Unit (PPU) training, a white paper regarding effective bridge resource management and sleep inertia, and two training trips with Trainee Evaluation Committee pilots. The USCG investigation report was provided to the Board and the NTSB final report is forthcoming. The NTSB report may include industry-wide recommendations, but nothing specific to the pilot of record. There were no public comments.

Motion: Anthony/Kirtley – file M/V LEVANT investigation as an incident with damage and with pilot error and that the pilot has completed the subsequent actions required by the Board – Carried.

NEW BUSINESS

Meeting Minutes.

Motion: Hamilton/Jensen – approve the December 10, 2020 meeting minutes as drafted with two small changes to the TEC section recommended by the TEC Chair, John Scragg – Carried.

2021 Board Meeting Schedule. The Board previously adopted the 2021 meeting schedule. However, the adopted dates did not align with all of PSP’s change days, which was the intent of moving the Board meetings during cruise season per PSP’s request. Captain Carlson confirmed that the revised dates aligned with PSP’s request.

Motion: Anthony/Hamilton – accept the proposed 2021 meeting dates revisions – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Consideration of Licensure of PSPD Pilot Candidate: Severin Knutsen.** On behalf of the Trainee Evaluation Committee (TEC), Commissioner Scragg stated that Captain Severin Knutsen has successfully completed all sections of his Training Program Agreement including successful Portable Piloting Unit (PPU) training and completion of his federal licensing requirements. However, while confirmation has been received that the federal sticker has been approved, the sticker itself has not yet arrived. Commissioner Scragg added that Captain Knutsen has proven to be consistent, safe, and able to pilot independently. The Board has received his TPTR Summary and all training comments.

Motion: Scragg/Anthony – issue Captain Severin Knutsen state pilot license number #214 for the Puget Sound Pilotage District upon receipt of his federal pilotage endorsement – Carried

- **Approval of Pilot License Upgrade Program: Captain Adam Seamans.** Captain Seamans is nearing completion of his second license year. Captain Seaman's upgrade program letter has been updated to reflect the new license levels.
Motion: Scragg/Anthony – approve the pilot license upgrade program for Captain Seamans as proposed – Carried.
- **Emergency Rulemaking for WAC 363-116-078 Training Program.** This emergency filing will expire soon and needs to be refilled if the Board wants to continue paying training stipends per the provisions of the rule. The committee discussed the filing and recommends the Board extending and refiling the rule.
Motion: Scragg/Anthony – refile the WAC 363-116-078 Emergency Rule regarding training stipends in response to Governor Inslee's current COVID-19 emergency orders – Carried.
- **TEC Appointment.** Captain Ryan White has retired from the Port of Grays Harbor, and consequently has left the TEC. Mike Folkers, the Grays Harbor delegate will continue as Grays Harbor representation. Captain Eric Klapperich has been elected PSP Vice-President and feels his schedule prevents him from being able to attend TEC meetings regularly. The TEC recommends that Captain Sandy Bendixen replace Captain Klapperich.
Motion: Scragg/Anthony – appoint Captain Sandy Bendixen to replace Captain Eric Klapperich as a pilot representative on the TEC – Carried.
- The TEC reviewed training programs for current trainees. There were no interventions to report. There are seven trainees in Puget Sound: two in the Observation Phase, four in the Training Phase, and one in the Evaluation Phase. There is one trainee in Gray's Harbor who is in the Training Phase. Three new trainees, the remainder of the 2018 exam list, have agreed to start training in the Puget Sound Pilot District on March 1, 2021. One candidate resigned from the 2018 exam list as he is training in San Francisco.
- A Train-the-Trainer virtual course has been established for the three recently licensed pilots and all the current trainees. Board members who have not attended a Train-the-Trainer are encouraged to attend either the session on Friday, January 22 or Friday, February 5, 2021. Jolene reports that approximately twenty individuals were signed up to attend both courses, including licensed pilots, trainees, candidates, and Board members.

Exam Committee

- The Committee met on January 11th, reviewed 14 applications, and determined that 12 of the 14 applicants qualified under WAC 363-116-0751 to sit for the April 5, 2021 written exam. Two of the applicants were not qualified due to their sea service.
Motion: Scragg/Anthony – approve the 12 qualified candidates to sit for the April 5, 2021 Written Exam per the Exam Committee's recommendation – Carried.
- Development of the Simulation Evaluation continues at PMI with four more sessions scheduled for March 1st and 2nd and 8th and 9th. Commissioners interested in the development are encouraged to attend.

Pilot Safety Committee (PSC)

- The PSC met on January 13th to finalize draft language for WAC 363-116-081 Rest Rules. The proposed changes to this rule regarding mandatory rest periods are necessary due to the passage of House Bill 1647 during the 2019 Regular Legislative Session, which amended RCW 88.16.103 Mandatory Rest Periods for Pilots. This new rule language would codify that pilots have a mandatory rest period of at least ten hours with an opportunity for eight hours of uninterrupted sleep after the completion of an assignment. In addition, the rule defines multiple assignments within a harbor area and codifies and defines the existing practice of Puget Sound Pilots to receive an extended rest period after three consecutive night assignments. A public hearing for this rule will be held on March 18, 2021.
Motion: Scragg/Kirtley – file the proposed CR-102 for WAC 363-116-081 – Carried.
- Other topics at the meeting included COVID and vaccinations, and Risk Management as described in the Staff Report. The next PSC meeting will be scheduled for March.

Underway in Elliott Bay	Fuel injection housing assembly failed and was replaced with a new one within an hour. Issue was resolved and anchor heaved followed by safe transit with no further issues.	<u>Motion:</u> Jensen/Hamilton File as a Marine Safety Occurrence – Carried.
-------------------------	--	--

Pilot’s Report of Marine Safety Occurrence: *MSC Anzu, 12-09-2020*

Underway in Puget Sound, between buoys SG and SF	Injector engine fuel leak. Issue resolved and followed by safe transit.	<u>Motion:</u> Anthony/Drennen File as a Marine Safety Occurrence – Carried.
--	---	--

Pilot’s Report of Marine Safety Occurrence: *Port Philip, 12-12-2020*

Underway in Duwamish River	Engine issue. Brought to anchor proceeding as a dead ship. Vessel needed a class inspection before further sailing.	<u>Motion:</u> Anthony/Kirtley File as a Marine Safety Occurrence – Carried.
----------------------------	---	--

Pilot’s Report of Marine Safety Occurrence: *Alonissos, 01-04-2021*

Grays Harbor, Terminal #2	Upon docking, equipment malfunction. Tugs used to push to dock.	<u>Motion:</u> Anthony/Jensen File as a Marine Safety Occurrence – Carried.
---------------------------	---	---

Review of Pilot/Trainee Physical Examination Reports.

Review of reports will occur at the February meeting. Jolene Hamel, Training Program Coordinator, reported that two of the three pilots who were Not-Fit-For Duty have been released, leaving one pilot in Not-Fit-For duty status.

ESHB 1578 Presentation – Department of Ecology. The Department of Ecology presented on two of their ongoing projects. First, Sara Thompson gave an update on the Synopsis of Changing Vessel Traffic Trends. Then J.D. Leahy presented on the status of the Risk Model. The slides from both presentations are available on the BPC website at <https://pilotage.wa.gov/2021---2022.html>. A Q&A session followed. Ecology will be hosting another Risk Model webinar on February 10, 2021 regarding vessel encounters.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC):

- JDC Co-Chair Sheri Tonn advised that the current focus is on recruitment for the upcoming exam and reminded everyone that all are encouraged to help in recruiting a diverse applicant pool.
- Patty Rubstello, new Assistant Secretary of WSF will be invited to join the committee to replace Amy Scarton, as the committee continues to foster the relationship with WSF. Nicole McIntosh, WSF Chief of Staff, is a current JDC committee member.
- Sheri Tonn, Jaimie Bever, Commissioner Farrell, and Louis Cooper, Port of Tacoma, recently met regarding diversity and potentially partnering on the work towards a maritime school in Tacoma.

Oil Transportation Safety Committee (OTSC):

- OTSC Chair, Jaimie Bever, congratulated OTSC Environment representative Fred Felleman on his recent election as President of the Port of Seattle Commission.
- The next OTSC meeting will be held on Monday, February 1, 2021 at 10:00am.

Confirmation of Next Regular Meeting Dates.

- February 18 – Teams/Phone
- March 18 –Teams/Phone

There being no further public business to come before the Board, Chair Tonn thanked everyone and adjourned the meeting at 1:15pm for a Closed Session.

CLOSED SESSION

A Closed Session of the Board of Pilotage Commissioners was convened from 1:15pm to 2:00pm

virtually via Microsoft Teams to discuss matters relative to personnel matters. In attendance were Commissioners Tonn, Kirtley, Anthony, Drennen, Krombeen, Scragg, Jensen and Hamilton; Assistant Attorney General Albert Wang; BPC staff Jaimie Bever, Jolene Hamel and Bettina Maki; and Port of Grays Harbor Director of Finance and Administration Mike Folkers. Regular session was not reconvened by Chair Tonn immediately following the Closed Session.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Rik Krombeen

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
February 18, 2021

REGULAR MEETING – Call to Order

The regular meeting of the Board of Pilotage Commissioners was convened at 10:00am by Chair Sheri Tonn via Conference Call and Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Rik Krombeen (Foreign Shipping), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Linda Styrk, Ivan Carlson, Sandy Bendixen, Joe Semler and Blair Bouma: Puget Sound Pilots

Mike Folkers: Port of Grays Harbor

Mike Moore & Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Nate Menefee: USCG

Robert Fronenbroek: Pilot Aspirant

Sara Thompson & Brian Kirk: Dept. of Ecology

Adam Deitz: Anderson, Carey, Williams, & Neidzwski, PLLC

Jason Mihok: Clipper Navigation

Vince Addington: General Steamship

BPC Staff Report.

- Stakeholders were reminded that the close of business on the Wednesday the week before the Board meeting is the deadline for meeting materials. Staff appreciates that Puget Sound Pilots is consistent in meeting that deadline.
- Jaimie Bever attended both the Puget Sound and Grays Harbor Safety Committee recent meetings. Additionally, the BPC offered two Train-the-Trainer sessions, one on January 22 and the other on February 5. Jaimie attended the January session in full. Chair Tonn provided opening remarks at both sessions and attended the February session in full.
- Work on the 2020 BPC Annual Report is underway. With the pandemic, 2020 will be an interesting year to recap.
- BPC Program Analyst Bettina Maki provided information and answered questions regarding the monthly data charts, as well as answered questions from last meeting regarding the difference in revenue per assignment between the Puget Sound and Grays Harbor Pilotage Districts. The monthly data can be found on the BPC website in meeting materials.

BPC Chair Report.

- Chair Tonn reported that the BPC is aware of the fire aboard the *ALEUTIAN FALCON* in the Hylebos Waterway in Tacoma and is receiving updates from the Department of Ecology.
- The BPC wrote a letter to Amy Scarton, former WSF Assistant Secretary who has been promoted to Deputy Secretary of WSDOT, thanking her for partnership with the BPC while at WSF. A second letter welcoming her replacement Patty Rubstello, also was issued by the BPC. That letter prompted a meeting with Chair Tonn, Jaimie Bever, Patty Rubstello and John Vezina at WSF. Chair Tonn and Jaimie briefed Patty on the work of the BPC. In addition, Patty was invited to join the BPC/PSP Joint Diversity Committee (Amy was a committee member) and it led to an invitation for Jaimie to participate in the WSF Diversity Advisory Group. She will attend the next meeting.
- Chair Tonn and Jaimie Bever also had a good meeting with Jennifer Hennessey, Policy Advisor with the Governor's Office, and Commissioner Jensen to provide further details about the BPC, and Ecology's Spills Program.
- Congratulations to Commissioners Anthony and Drennen for a successful Senate Transportation Committee hearing and subsequent appointment confirmation.

Activity Reports. Captain Ivan Carlson representing Puget Sound Pilots (PSP), Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Mike Moore representing Pacific Merchant Shipping Association (PMSA), Mike Folkers representing the Port of Grays Harbor (PGH), and Nate Menafee representing the United States Coast Guard (USCG) offered current and projected statistical data as well as updates on current maritime issues and activities.

As a part of the PSP activity report, Captain Blair Bouma reported on changes to PSP's General Guidelines for Vessels Transiting Restricted Waterways or Ports. In addition, PSP Executive Director Linda Styrk followed up from last meeting and announced that pilot trainees will have the opportunity to use Discovery Health MD in the event of a COVID exposure.

The Board received updates regarding the fire aboard the *ALEUTIAN FALCON* from the Northwest Seaport Alliance, the USCG, and from the Department of Ecology.

NEW BUSINESS

Meeting Minutes.

Motion: Kirtley/Farrell – approve the January 21, 2021 meeting minutes as drafted with minor corrections pointed out by Commissioners Scragg and Hamilton – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Approval of Pilot License Upgrade Program: Captains Dave Henderson & Chris Rounds.** Captains Henderson and Rounds are nearing completion of their fourth license year. Both Captains upgrade program letters have been reviewed by the TEC and are updated to reflect the new license levels.
Motion: Scragg/Farrell – approve the pilot license upgrade program for Captains Henderson and Rounds as proposed – Carried.
- **Approval of Training Programs: Captains Larry Holland, Kevin Riddle & Matt Cassee.** Captains Holland, Riddle and Cassee will start the pilot training program in the Puget Sound Pilotage District on March 1, 2021. The training programs are the standard forms. Their assigned initial ports are Tacoma for Captains Holland and Riddle and Seattle for Captain Cassee. Orientation for these new trainees is scheduled for February 25, 2021.
Motion: Scragg/Anthony – approve the pilot training programs for Captains Holland, Riddle and Cassee and authorize initial ports – Carried.
- The TEC reviewed training programs for all current trainees. There were no interventions to report. Three trainees attended the TEC meeting, Captains Bostick and Mann who will be transitioning from the Observation to the Training Phase, and Captain McMullen who is transitioning from the Training to Evaluation Phase. Captain McMullen was issued a letter from the Board advising that he has the option to move to Puget Sound from Grays Harbor while in the Evaluation Phase if certain conditions were met. Captain McMullen reported to the TEC that training in Grays Harbor was going well and that he was learning a lot. There are currently seven trainees in Puget Sound: two in the Observation Phase, four in the Training Phase, and one in the Evaluation Phase. There is one trainee in Gray's Harbor who is in the Training Phase.
- As reported in the Staff Report, two Train-the-Trainer virtual courses were completed by all the 2018 Exam list except for one, and one current licensed pilot. Commissioner Jensen also was able to attend. While the virtual format of the course worked well, the course will be most effective conducted in person. Chair Tonn added that she enjoyed attending the February session and getting to know the trainees.

Exam Committee

- The Committee met again on February 11 and reviewed 9 applications. The TEC determined that 8 applicants qualified under WAC 363-116-0751 to sit for the April 5, 2021 Written Exam. The 9th application was incomplete and will be reviewed at the next Exam Committee meeting. Training Program Coordinator Jolene Hamel reported that the Board has received 30 applications to date. While there does not appear to be any diversity in gender so far in the applicants, there is a Native American applicant.
Motion: Scragg/Anthony – approve the 8 qualified applicants to sit for the April 5, 2021 Written Exam per the Exam Committee's recommendation – Carried.

- Development of the Simulation Evaluation continues at MITAGS-West with four more sessions scheduled for March 1 & 2 and 8 & 9. Commissioners interested in the development are encouraged to attend.
- Chair Tonn expressed thanks to the Exam Committee members and others helping with the exam, recognizing that it is a huge lift.

Pilot's Report of Marine Safety Occurrence: *Alonissos*, 01-07-2021

Grays Harbor, underway near #36-35	Engine issue. USCG informed that they wanted the vessel anchored.	<u>Motion</u> : Scragg/Anthony File as a Marine Safety Occurrence – Carried.
------------------------------------	---	--

Pilot's Report of Marine Safety Occurrence: *Cosmos Harmony*, 01-19-2021

Underway in Hylebos Waterway	Z drive tug with stern steering issue. Tug was able to control vessel while awaiting back up tug.	<u>Motion</u> : Scragg/Farrell File as a Marine Safety Occurrence – Carried.
------------------------------	---	--

Pilot's Report of Marine Safety Occurrence: *Istra Ace*, 01-29-2021

Underway in Blair Waterway	Engine issue. Brought to berth with tugs at dead slow ahead.	<u>Motion</u> : Farrell/Scragg File as a Marine Safety Occurrence – Carried.
----------------------------	--	--

Consideration of Request for Vessel Exemption:

Passenger Vessel *VICTORIA CLIPPER V* – 167', 910gt, Cyprus registry, Multiple Captains.

Motion: Farrell/Jensen – grant an annual exemption renewal with the new condition that requires any passenger vessel to report marine safety occurrences or incidents – Carried.

Motor Yacht *NEENAH* – 145', 496gt, Cayman Islands registry, Captain Souther.

Motion: Farrell/Jensen– concur with Chair Tonn's granting of an interim 3-month exemption – Carried.

Revisions to the Vessel Exemption Petition are underway and will be provided for Board review in the next couple of months. BPC Staff appreciates the help that Commissioner Anthony is providing in preparing the draft for review.

Review of Pilot/Trainee Physical Examination Reports.

Motion: Drennen/Anthony – approve the physician's reports for Captains W. W. Lowery, T. B. Bozina, W. M. Carley, J. T. Kearns, A. J. Newman, B. E. Lowe, S. D. Anacker, J. D. Henderson, B. F. Henshaw and K. J. Grieser for their annual pilot license renewal – Carried.

Motion: Kirtley/Farrell – approve the physician's report for Captain S. E. Knutsen for his pre-licensing physical – Carried.

Motion: Hamilton/Anthony – approve the physician's reports for Captains K. W. Riddle, L. R. Holland and M. B. Cassee for their new trainee physicals – Carried.

Motion: Kirtley/Farrell – approve the physician's reports for Captains F. McMullen, E. T. Michael, and A. C. Stewart for their annual trainee physicals – Carried.

Training Program Coordinator Jolene Hamel reported that one of the two pilots who were Not-Fit-For Duty has been released as of February 16, leaving one pilot in Not-Fit-For Duty status.

ESHB 1578 Presentation – Department of Ecology. Sara Thompson, Department of Ecology, gave an update on the Synopsis of Changing Vessel Traffic Trends with an assist from Brian Kirk, Department of Ecology. The slides from her presentation are available on the BPC website at in the meeting materials. Additionally, the information provided in the presentation will be updated each month after data is collected and provided to the Board review monthly. A Q&A session followed. After all questions were answered, Commissioner Jensen thanked Sara and Brian for their excellent work, which Chair Tonn seconded.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC):

- JDC Co-Chair Sheri Tonn advised that the JDC is continuing to work informally but have not yet met in 2021. The Committee continues to see use of the WA State Marine Pilot Exam Webinar

and continues to remind everyone that all are encouraged to help in recruiting a diverse applicant pool.

Oil Transportation Safety Committee (OTSC):

- OTSC Chair Jaimie Bever reported that the OTSC met on February 1 and approved the October 20, 2020 minutes, which were provided to the Board for review.
- The next OTSC meeting has not yet been scheduled.

Pilot Safety Committee (PSC)

- The PSC is working to schedule a meeting in March. The Committee provided two sets of approved minutes from the October 6 and November 16 meetings.

Confirmation of Next Regular Meeting Dates.

- March 18 – Teams/Phone, Public Hearing for WAC 363-116-081 Rest Period for Pilots
- April 07 - Teams/Phone, Special Meeting to Set Written Exam Cut Score
- April 19 –Teams/Phone, Regular Meeting and to Set Simulator Evaluation Cut Score

There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 12:35pm.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Rik Krombeen

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
March 18, 2021

CLOSED SESSION – Call to Order

A Closed Session of the Board of Pilotage Commissioners was convened at 9:00 a.m. by Chair Sheri Tonn via Conference Call and Microsoft Teams to discuss legal matters.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Rik Krombeen (Foreign Shipping), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

PUBLIC HEARING – Call to Order

A Public Hearing concerning WAC 363-116-081 Rest Periods for Pilots was convened at 10:00 a.m. by Chair Sheri Tonn via Conference Call and Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Rik Krombeen (Foreign Shipping), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson, Sandy Bendixen, Ken Grieser, Severin Knutsen: Puget Sound Pilots

Mike Folkers & Gary Nelson: Port of Grays Harbor

Mike Moore & Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen & Zack Thomas: The Northwest Seaport Alliance

Laird Hail: USCG

Robert Fronenbroek & Glen McCann: Pilot Aspirants

Vince Addington: General Steamship

Rick LaBlond: Shell

WAC 363-116-081 Rest Periods for Pilots. The changes to this rule are necessary due to the passage of House Bill 1647 during the 2019 Legislative Session, which amended RCW 88.16.103 Mandatory Rest Periods for Pilots and became effective July 28, 2019. This new rule will codify that pilots have a mandatory rest period of at least ten hours with the opportunity for eight hours of uninterrupted sleep after the completion of an assignment. In addition, this rule defines multiple assignments within a harbor area, and codifies and defines the existing practice of Puget Sound Pilots to receive a mandatory rest period after three consecutive night assignments. This rule change is the result of the efforts and collaboration of the Board's previous Fatigue Management Committee (FMC) and the current Pilot Safety Committee (PSC), which are both comprised of pilots, industry, and Board members. The Board received one oral question from the Port of Grays Harbor Executive Director Gary Nelson seeking clarification for moves within a harbor area and how harbor area was defined. Chair Tonn closed the public hearing at 10:05 a.m.

REGULAR MEETING – Call to Order

The Regular Meeting of the Board of Pilotage Commissioners was convened immediately following the Public Hearing by Chair Sheri Tonn via Conference Call and Microsoft Teams.

BPC Staff Report.

- Commissioner Krombeen will go before the Senate Transportation Committee for his re-appointment hearing on March 23, 2021.
- There are two bills working their way through the 2021 Legislative Session that affect the BPC. ESSB 5395 authorizes agencies to provide state employees with office supplies, services, and

other materials necessary for employees to effectively work from home when necessary, allows agencies to reimburse employees since April 1, 2020 for additional expenditures necessarily incurred due to work from home orders due to COVID 19, requires OFM to adopt policies and procedures for the purchase or reimbursement of supplies, services, and other materials, authorizes state employees to use state internet resources outside of normal business hours during the proclaimed state of emergency for social activities that are no expense to the state, and authorizes OFM to convene a work group to study remote work and to provide recommendations regarding policies to more effectively allow state employees to work remotely. ESHB 1274 concerns cloud computing solutions regarding telecommunications and cloud consulting services.

- BPC Program Analyst Bettina Maki provided a revised data report regarding assignments per pilot, correcting a minor error made on the previous report provided to the Board.

BPC Chair Report.

- Chair Tonn and Jaimie Bever participated in Cal Maritime's annual Women in Maritime Leadership Conference held virtually on March 4th and 5th. Chair Tonn encouraged attendance at next year's conference, especially if it is again held virtually.
- Chair Tonn and Jaimie Bever will be meeting with House Transportation Committee Chair Representative Jake Fey next week to discuss the BPC budget, the Governor's Office of Equity, and how the BPC can be involved in the statewide equity initiative.

Activity Reports. Laird Hail representing the United States Coast Guard (USCG), Mike Folkers representing the Port of Grays Harbor (PGH), Mike Moore representing Pacific Merchant Shipping Association (PMSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), and Lou Paulsen representing the Northwest Seaport Alliance (NWSA), and Mike Moore representing Pacific Merchant Shipping Association (PMSA) offered current and projected statistical data as well as updates on current maritime issues and activities.

Chair Tonn mentioned a recent allision of an empty barge into the docks of private properties just north of Gig Harbor, adding that there was no pilot on board the tug or involved in the incident. She asked Captain Hail to provide some additional information. He responded that because of the ongoing investigation, he was limited in what he could say. He did say that the tug operator appeared to have fallen asleep prior to the allision.

Captain Ivan Carlson, PSP, reported that PSP Executive Director Linda Styrk is no longer with PSP and that they are in the process of assessing their future office/administration needs.

Zack Thomas, Director Operations Service Center, NWSA, gave a presentation to the Board regarding the Seaport Alliance's efforts to develop a port community system. Slides from this presentation can be found in the meeting materials on the BPC's website at <https://pilotage.wa.gov/2021---2022.html>.

NEW BUSINESS

Consideration of Previous Hearing Regarding WAC 363-116-081: Rest Periods for Pilots.

Motion: Kirtley/Drennen – adopt the WAC changes as proposed – Carried.

Meeting Minutes.

Motion: Farrell/Hamilton – approve the February 18, 2021 meeting minutes as drafted with a minor revision proposed by Commissioner Scragg to change PMI to MITAGS-West – Carried.

Committee Actions.

Exam

- **Consideration of Exam Applicant Qualifications.** A 2021 Marine Pilot Exam applicant appeared before the Board to address the concerns over his qualifications. The Exam Committee determined that he did not qualify due to insufficient sea service. The applicant made an opening statement and answered questions from the Board.

Motion: Anthony/Krombeen – affirm the Exam Committee's conclusion that the applicant's sea service does not meet the qualifications of WAC 363-116-0751 and deny the applicant's acceptance to the exam – Carried.

Chair Tonn thanked the applicant for coming before the Board while acknowledging the results. She encouraged him to work on his sea time and to apply again in the future. She added that the

Board's decision was taken very seriously and acknowledged that the bar is very high on sea time qualifications, as well as the exam process. The applicant encouraged the Board to reconsider revising the tonnage limitations. Chair Tonn responded that the Board typically re-examines qualifications prior to an exam.

- **Consideration of Exam Applications.** The committee met again on March 8 and reviewed 17 applications. The committee determined that 16 applicants qualified under WAC 363-116-0751 to sit for the April 5, 2021 Written Exam. One applicant did not have enough qualifying sea time. The total number of applicants approved to take the Written Exam is 37.
Motion: Scragg/Anthony – approve the 17 qualified applicants to sit for the April 5, 2021 Written Exam per the Exam Committee's recommendation – Carried.
- The simulation development phase was completed this month. A preparation session for the Simulator Evaluators will happen on April 11 with the Simulation Evaluations beginning April 12.

Pilot's Report of Marine Safety Occurrence: AMERICAN GRACEA, 02/04/2021

Near buoy 46	The vessel experienced a propulsion problem that led to the vessel only being able to run on "slow." Able to successfully berth vessel.	<u>Motion:</u> Scragg/Drennen File as a Marine Safety Occurrence – Carried.
--------------	---	---

Pilot's Report of Marine Safety Occurrence: SEASPAN HUDSON, 02/18/2021

Enroute to Seattle from Pilot Station	Malfunctioning cylinder pressure sensor, however, successfully able to finish voyage.	<u>Motion:</u> Scragg/Drennen File as a Marine Safety Occurrence – Carried.
---------------------------------------	---	---

Pilot's Report of Marine Safety Occurrence: POLAR ADVENTURE, 02/23/2021

Southern Rosario Strait, approaching Bell Rock	Problems with one of the seven cylinders on the port main engine led to taking that engine offline. Pilot able to anchor without difficulty.	<u>Motion:</u> Scragg/Farrell File as a Marine Safety Occurrence – Carried with one abstention from Commissioner Drennen.
--	--	---

Review of Pilot/Trainee Physical Examination Reports.

Motion: Anthony/Hamilton – approve the physician's reports for Captains J.M. Miller, R.L. D'Angelo, S.D. Semler, and D.E. Brusco for their annual pilot license renewal – Carried.

Motion: Kirtley/Anthony – approve the physician's report for Captains R.T. Ekelmann and N.K. Moore for their annual trainee physicals – Carried.

Consideration of New Vessel Exemption Form. Training Program Coordinator Jolene Hamel thanked BPC Executive Director Jaimie Bever for her leadership and assistance in the development of the new form, also acknowledging that this week marks one year since BPC staff have worked together in person. Jolene then walked through the proposed revisions to the form, including emphasis on timely submission of the form, moving the fee schedule to the front page, and including specific local waterways for petitioners to check for both planned voyages and local experience of the vessel's operator. Chair Tonn suggested adding a prompt to include vessel agent, if applicable. Commissioner Krombeen suggested replacing the term "master" with "person in command". Commissioner Jensen thanked Jolene for her excellent work on the form revisions, adding that it was more readable and easier to follow.

Motion: Anthony/Farrell – approve the proposed revisions to the Vessel Exemption Form – Carried.

ESHB 1578 Update. The Department of Ecology presented an update on the Synopsis of Changing Vessel Traffic Trends at the February Board meeting with the intention that updates would continue to be provided monthly to the Board members via a slide deck, but not necessarily presented verbally at the Board meetings. For this meeting, the Board received an updated slide deck. If Board members have questions, they can direct those to either Jaimie Bever or Commissioner Jensen. There were no other updates. Chair Tonn complimented Commissioner Jensen's staff at Ecology, adding that they were a fantastic group to work with.

Maritime Blue Overview. Commissioner Eleanor Kirtley, Board of Directors Co-Vice-Chair of Washington Maritime Blue, provided a brief overview of the organization. Commissioner Kirtley provided links to the Maritime Blue website, inviting commissioners to follow along as she spoke to the mission, goals, and programs of Maritime Blue. Commissioner Kirtley suggested that newly appointed Maritime

Blue President and CEO Joshua Berger attend the next BPC meeting to discuss an open invitation to the BPC to join Washington Maritime Blue on the organizational level. A brief Q&A followed. There was positive consensus among Board members to invite Joshua Berger to the next meeting.

Committee Updates.

Trainee Evaluation Committee (TEC)

- The committee met on March 17, 2021 to review trainee reports. There were no interventions. There are currently ten trainees in the Puget Sound Pilotage District. One is in the Evaluation Phase, six are in the Training Phase three are in the Observation Phase. There is trainee in the Grays Harbor Pilotage District who is currently in the Training Phase.
- Regarding Initial Route requirements, the TEC agreed that trainees must submit their application for federal pilotage on their Initial Routes while on stipend within 8 months or off stipend within 15 months of the start of their programs, in accordance with WAC 363-116-078. But that they do not need to receive their endorsements. This decision was due to COVID 19 shutdowns that occurred at the Regional Exam Center (REC) and the difficulty the trainees have had obtaining their initial route pilotage endorsements. It is also in concert with the Emergency Rule filed by the Board on WAC 363-116-078, which allows the TEC to adjust the Training Program due to the pandemic.
- The TEC discussed the current COVID 19 restriction of one trainee per vessel and the difficulty it will pose to the three new trainees in the Observation Phase. The committee agreed that up to two trainees would be allowed on a vessel unless the vessel or pilot would not allow it. They believed this small change will help trainees move through the system more easily, with minimal health risks.
- Finally, we discussed the distribution of white papers, confirming that they should be sent to pilots and trainees as lessons learned.

BPC/PSP Joint Diversity Committee (JDC)

- JDC Co-Chair Sheri Tonn reiterated that Captain Eric vonBrandenfels has agreed to co-chair the committee on behalf of PSP. In addition, Puget Sound pilot Captain Sandy Bendixen has joined the committee.
- A meeting will be scheduled soon now that transitions are in place.
- Jaimie Bever has joined and recently attended Washington State Ferries' Diversity Advisory Group (DAG) and related Recruitment sub-committee. The group is currently working on an anti-racist policy for WSF as well as a charter. She added that it was interesting listening to WSF have similar conversations as the JDC. She will share more information after the next DAG meeting. Commissioner Krombeen added that Holland America Group is embarking on a similar effort. He reiterated that they are not using the term "master" any longer. There is a complete cultural overhaul going on in the industry.
- The Board was provided with the program for Cal Maritime's 2021 Women in Maritime Leadership Conference. Co-Chair Tonn provided an overview of a few of the presenters.

Oil Transportation Safety Committee (OTSC)

- The committee will meet again in May.
- The minutes from the February meeting will be provided to the Board in the April meeting packet.

Pilot Safety Committee (PSC)

- The next PSC meeting is March 25, 2021.

Commission Investigative Committee (CIC)

- Jaimie Bever met again with the state Risk Management contract liaison to discuss the solicitation for Marine Investigation Services.

Confirmation of Next Regular Meeting Dates.

- April 07 – Teams/Phone, Special Meeting to Set Written Exam Cut Score
- April 19 – Teams/Phone, Regular Meeting and to Set Simulator Evaluation Cut Score

There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 12:30 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Rik Krombeen

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
April 7, 2021

CLOSED SESSION

A Closed Session of the Board of Pilotage Commissioners was convened from 12:00pm to 1:00pm virtually via Microsoft Teams to discuss matters relative to the 2021 Marine Pilot Exam. In attendance were Commissioners Tonn, Kirtley, Anthony, Drennen, Farrell, Hamilton, Jensen, Krombeen and Scragg, Assistant Attorney General Albert Wang; BPC staff Jaimie Bever, Jolene Hamel, and Bettina Maki; and Dr. Norman Hertz and Emily Hopkins, MITAGS.

REGULAR MEETING – Call to Order

The regular meeting of the Board of Pilotage Commissioners was convened at 1:00pm virtually via Microsoft Teams and via phone.

Present:

Chair: Sheri Tonn Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Michael Anthony (Pilot), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public), Jason R. Hamilton (Public), Dale Jensen (Ecology), John Scragg (Pilot)

Administration: Jaimie Bever, Jolene Hamel, Bettina Maki

Assistant Attorney General: Albert Wang

Dr. Norman Hertz and Emily Hopkins: MITAGS

Jake Rosenberg, Matt Jeffcott, Harlow Wood: Pilot Applicants

NEW BUSINESS

Set the Cut Score for the Written Examination. Dr. Norman Hertz gave an overview of the psychometric process and analysis involved in the development and administration of the Written Examination.

Motion: Anthony/Farrell – set the Written Examination cut score at 126 as determined by the Subject Matter Experts and recommended by Dr. Hertz – Carried.

All protests concerning the Written Examination were reviewed by the Exam Subject Matter Experts resulting in no changes in the relevant standing of all applicants.

Determine the Number of Successful Applicants who will Advance to the Simulator Evaluation.

Motion: Farrell/Scragg – based on the Written Exam Cut Score of 126, 22 of the 35 applicants will advance to the Simulator Evaluation – Carried.

The scoring information will be posted on the Board's website and sent by e-mail to all applicants by 4:00pm today. All applicants are referenced by an ID number only until the entire examination and review process is complete.

Appoint the Evaluators for the Simulator Evaluation Portion of the Examination. Simulator Evaluations begin Monday, April 12, 2021.

Motion: Hamilton/Anthony – the evaluators of the Simulator Evaluation shall be Captains Jill Russell, Jonathon Ward, and Don Mayer, with Captains John Scragg and Ken Grieser as alternates – Carried.

Chair Tonn thanked the pilots, BPC staff, and Dr. Hertz and the MITAGS teams for their efforts to reach this point in the exam process.

There being no further business to come before the Board, Chair Tonn adjourned the special meeting at 1:15p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Jason R. Hamilton

Commissioner Mike Anthony

Commissioner Dale Jensen

Commissioner Andrew Drennen

Commissioner Rik Krombeen

Commissioner Timothy J. Farrell

Commissioner John Scragg

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
April 19, 2021

CLOSED SESSION – Call to Order

A Closed Session of the Board of Pilotage Commissioners was called from 10:00 a.m. to 10:30 a.m. by Chair Sheri Tonn via Conference Call and Microsoft Teams to hear a presentation from Dr. Norman Hertz and to discuss and review information regarding the 2021 Marine Pilot Exam Simulator Evaluation process and results.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Dr. Norman Hertz and Emily Hopkins: MITAGS

Regular Meeting – Call to Order

The regular meeting was called to order at 10:30 a.m. by Chair Sheri Tonn via Conference Call and Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson, Sandy Bendixen, Matt Hannuksela, Travis McGrath: Puget Sound Pilots

Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Zack Thomas: The Northwest Seaport Alliance

Laird Hail and Nate Menefee: USCG

Jacob Rosenberg & Nicholas Sabbath: Pilot Aspirants

Vince Addington: General Steamship

Ann LaRue: Utilities and Transportation Commission

Consideration of Simulator Evaluation Process/Results and Set the Cut Score. Psychometric expert, Dr. Norman Hertz, on contract with the Board through MITAGS, and Emily Hopkins, MITAGS, gave an overview of the Simulator Evaluation process, which included a detailed description of the conjunctive scoring model and extended Angoff methodology.

Motion: Farrell/Drennen – set the Simulator Evaluation cut score at 20 pursuant to WAC 363-116-077(4) as determined by the Subject Matter Experts and recommended by Dr. Hertz – Carried.

Based on the cut score of 20, 10 applicants were deemed successful and will qualify as minimally competent to enter the Pilot Training Program. There was a tie in 2 of the lower positions. Chair Tonn announced that the Board would use the random method of a coin toss to determine the tie-breaker. The candidate in the higher position on the list was assigned heads and the lower tails. Executive Director Jaimie Bever called tails, and the lower candidate was the winner. The lower candidate earned the higher ranking on the published list.

This scoring information will be posted on the BPC website and sent via email to all applicants by 4:00 p.m. this afternoon. All applicants will continue to be referenced by an ID number only until the entire exam and review process is complete. This list is not final until an opportunity for review has been given to those requesting a review of their Simulator Evaluation results and the review process has been completed by the BPC.

Chair Tonn thanked Dr. Hertz for his involvement, MITAGS for doing an excellent job on the technical side, the many pilots who assisted in the development, and everyone else involved.

BPC Staff Report.

- The current Spring 2021 issue of the BPC Pilotage Quarterly had been distributed and posted on the BPC website.
- Over the next several months, Board meetings will not occur on the third Thursday of the month to better accommodate the pilot's schedules. Please refer to the list of the next 5 meeting dates/times at the end of today's meeting agenda.
- The BPC has secured Public Officials and Employment Practices liability insurance as of April 6, 2021. Jaimie Bever acknowledged and thanked Tosca Pinder of ABD, whom Jaimie met at a Cal Maritime's Annual Women in Maritime Leadership Conference a couple years ago. Tosca was paramount in successfully explaining our agency and insurance needs to underwriters.
- The Office of the Washington State Auditor will be conducting a routine accountability audit of the BPC for fiscal years 2016-2020. BPC Program Analyst Bettina Maki will be the liaison with the Auditor's office. The final report will be provided to the BPC by July 31, 2021.
- BPC Program Analyst Bettina Maki presented and described two data visualizations. The first was a look at moves by vessel type from 2016 to 2020 in the Puget Sound Pilotage District (PSPD), which is also being considered for the 2020 BPC Annual Report. The second was an update to PSPD and Grays Harbor quarterly traffic volumes from 2012-2021. These reports can be found in the meeting materials section of the BPC website.

BPC Chair Report.

- Chair Tonn reported she was able to attend several of the Simulator Evaluation sessions and was pleased that Commissioner Jensen was also able to participate. Both Chair Tonn and Commissioner Jensen praised MITAGS for the consistency of communication from candidate to candidate, as well as the information for observers provided to them.
- Chair Tonn also reported that the country of Malaysia has its first female harbor pilot.

Activity Reports. Captain Ivan Carlson representing Puget Sound Pilots (PSP), Zack Thomas representing the Northwest Seaport Alliance (NWSA), Mike Moore representing Pacific Merchant Shipping Association (PMSA), Laird Hail representing the United States Coast Guard (USCG), and Mike Folkers representing the Port of Grays Harbor (PGH) offered current and projected statistical data as well as updates on current maritime issues and activities.

Chair Tonn thanked PSP and Dr. Emily Jarris for the assistance they provided during a COVID-19 exposure of one the pilot trainees. The trainee quarantined for 14 days and tested negative.

NEW BUSINESS

Meeting Minutes.

Motion: Hamilton/Farrell – approve the March 18, 2021 meeting minutes as drafted – Carried.

Motion: Farrell/Kirtley – approve the Special Meeting April 07, 2021 meeting minutes as drafted with a minor revision – Carried.

Consideration of Policy Statement Regarding Extension of Credentials due to COVID-19. After reviewing the latest MSIB 08-20 Change 5 from the USCG dated December 22, 2020, the Board considered updating the current BPC Policy Statement to reflect the dates in Change 5.

Motion: Farrell/Jensen – update the COVID-19 Policy Statement as drafted – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Approval of Pilot License Upgrade Program: Captain E. Patrick Ninburg.** Captain Ninburg is nearing completion of his second license year. Captain Ninburg's upgrade program letter has been updated to reflect the new license levels.
Motion: Scragg/Jensen – approve the pilot license upgrade program for Captain Ninburg as drafted – Carried.
- Due to 2021 Marine Pilot Exam obligations, the TEC did not meet in April. Updates will be available at the May 25, 2021 Board meeting.

Consideration of Maritime Blue Membership. Commissioner Eleanor Kirtley, Board of Directors Co-Vice-Chair of Washington Maritime Blue, provided a brief overview of the organization and future Board membership at the March Board meeting. Chair Tonn confirmed that as a government agency there would be no cost for the Board to apply for membership with Washington Maritime Blue.

Motion: Farrell/Scragg – approve joining Washington Maritime Blue and authorize Executive Director Bever to submit a membership application – Carried.

Pilot’s Report of Marine Safety Occurrence: *MOL PRESTIGE*, 03/10/2021

Underway in the Blair Waterway	Engine malfunction due to faulty lubrication sensor. Vessel went to anchor using 3 tugs.	<u>Motion:</u> Farrell/Jensen File as a Marine Safety Occurrence – Carried.
--------------------------------	--	---

Pilot’s Report of Marine Safety Occurrence: *ELIZABETH*, 03/12/2021

Underway near Pilot Boarding Area in Port Angeles	Malfunctioning engine that was the result of operator error. Issue was resolved and transit proceeded.	<u>Motion:</u> Farrell/Drennen File as a Marine Safety Occurrence – Carried.
---	--	--

Pilot’s Report of Incident: *ATB VISION*, 03/24/2021

Western end of Guemes Channel	While preparing to retrieve the towline, the tug <i>TANERLIQ</i> landed alongside <i>VISION</i> ’s starboard quarter. The tire fenders slipped above <i>VISION</i> ’s bulwark and caused metal to metal contact.	<u>Motion:</u> Farrell/Hamilton File as an incident with minimal damage and no pilot error– Carried.
-------------------------------	--	--

Review of Pilot/Trainee Physical Examination Reports.

Motion: Farrell/Drennen – approve the physician’s reports for Captains T.S. McGrath, N.T. Kelleher, J.E. Kalvoy, and D.W. Grobschmit for their annual pilot license renewal – Carried.

Training Program Coordinator Jolene Hamel brought forward two pilot medical issues. The first was potential Board action to issue a follow-up request for a Fit-For-Duty letter from the Board Designated Physician to resolve a pilot medical issue previously considered by the Board.

Motion: Farrell/Kirtley – direct the pilot to provide findings from the Board Designated Physician within 10 calendar days of receipt of the Board’s letter with the Board changing the pilot’s medical status to Not-Fit-For-Duty if the letter is not received in the timeline outlined – Carried with Commissioner Scragg in opposition.

The second issue was the need for an annual physical for a soon-to-be retiring pilot, who already had an annual physical in August 2020. He had another physical to remove him from Not-Fit-For-Duty status in January 2021. The pilot has announced he will retire in October 2021 and would like to waive his physical for August 2021. The Board decided to defer this topic to the May meeting and requested a copy of the January Fit-For-Duty letter in the May packets.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- JDC Co-Chair Sheri Tonn reported that the BPC will be meeting with Dr. Karen Johnson, Director of the Washington State Office of Equity and working to establish listening sessions regarding future equity plans.
- Chair Tonn and Captain Eric vonBrandenfels are working to schedule the next meeting.

Oil Transportation Safety Committee (OTSC)

- The Committee will meet again in late May or June.
- The traffic trends slide deck from Ecology was updated with March data and provided to Board members. They are also available on the BPC website in meeting materials. Commissioner Farrell wondered if there were any reports for the trailing 12 months for a smaller dataset than what is being provided.
- There were no public comments.

Pilot Safety Committee (PSC)

- The PSC last met on March 25, 2021 and had a productive meeting covering multiple items including COVID, lessons learned from a recent incident, and pilot ladder issues.
- Next meeting scheduled for June 2021.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the agenda for scheduled meeting dates from May – October, as they will be held outside of the normal third Thursday timeframe.

Chair Tonn asked for public comment and received none. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 12:20 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Rik Krombeen

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
May 25, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 12:00 p.m. by Chair Sheri Tonn via Conference Call and Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Dale Jensen (Ecology), Rik Krombeen (Foreign Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson, Sandy Bendixen, Joe Semler, Dave Grobschmit, Dave Melin, Travis McGrath: Puget Sound Pilots

John Harris: Retired Puget Sound Pilot

Rob Ekermann: Puget Sound Pilot Trainee

Gary Nelson and Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Laird Hail: USCG

Monique Webber: Pacific Yacht Management

Vince Addington: General Steamship

Ann LaRue: Utilities and Transportation Commission

Michael Ross: Westwood Shipping Lines

Michael Haglund: Public

BPC Staff Report.

- The Office of the Washington State Auditor will be conducting a routine accountability audit of the BPC for fiscal years 2016-2020. After preliminary consultations with BPC Chair and Staff, they have decided to use trainee stipend payments as the benchmark for the audit analysis and have requested an audit sample. Jolene Hamel, Training Program Coordinator, has gathered all of the documentation requested. The final report will be provided to the BPC by July 31, 2021.
- Washington State Ferries is celebrating their 70th anniversary this year and will be having some public celebrations.
- Preparations have begun at the 2901 building to prepare WSF offices for a permanent teleworking/in-person hybrid model moving forward. Drop-in workstations with easy plug and play setups for laptop work and small group meeting spaces will be available. Commissioner Jensen inquired about the ability for other state agencies accessing these spaces while in Seattle, which BPC staff will investigate further. Currently the Open Public Meetings Act is still restricting in-person meetings of more than five individuals.
- Jaimie Bever is working on a BPC office reopening plan, which she will bring before the Board at the June meeting.
- The BPC has applied and been approved for Washington Maritime Blue membership. Jaimie Bever attended the Accelerator Second Wave Showcase adding that she was impressed with the innovation on display.
- Commissioner Kirtley highlighted Green Marine's GreenTech 2021 virtual conference, which begins Wednesday, June 2, 2021.
- Jaimie Bever announced that the BPC's longtime DES Budget Analyst Chad Johnson is moving to a position at WSDOT. Jaimie acknowledged his valuable contribution to the agency and wished him well in his new position.
- The state is in the process of updating its financial software in a large-scale multi-year process called OneWA. There will be minor impact on BPC staff with future trainings anticipated.
- BPC Program Analyst Bettina Maki presented and described two data visualizations. The first was a look at moves by vessel type in the Puget Sound Pilotage District (PSPD) comparing the pandemic year to previous years. The second was revenue per assignment also in the PSPD. These reports can be found in the meeting materials section of the BPC website.

BPC Chair Report.

- Commissioner Krombeen has accepted a new position within Holland America Group, which will relocate him out of Washington state. Therefore, he will be leaving the Board with this meeting being his last. The Board wished him well in his new role and thanked him for his valuable contribution to BPC’s mission. In addition, Commissioner Dale Jensen announced that he will be retiring from the Department of Ecology and the Board in August. The Department of Ecology is seeking his replacement and a new appointee for the BPC. The August meeting will be his last BPC meeting.
- A new maritime high school, affiliated with Highline College, will be opening in the Puget Sound area in Fall of 2021. In addition, a small group has been working on a maritime high school opportunity in Tacoma. During the summer, the group hopes to make some serious progress.

Activity Reports. Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Gary Nelson representing the Port of Grays Harbor (PGH), Laird Hail representing the United States Coast Guard (USCG), Mike Moore representing Pacific Merchant Shipping Association (PMSA), and Captain Ivan Carlson representing Puget Sound Pilots (PSP) offered current and projected statistical data as well as updates on current maritime issues and activities.

NEW BUSINESS

Meeting Minutes.

Motion: Farrell/Kirtley – approve the April 19, 2021 meeting minutes as drafted – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Approval of Pilot License Upgrade Programs: Captains Bendixen, Hunter, Kridler, Melin & Siddell.** The TEC met yesterday and reviewed all 5 upgrade program letters. They have all been updated to reflect the new license levels.
Motion: Scragg/Farrell – approve the pilot license upgrade program for Captains Bendixen, Hunter, Kridler, Melin & Siddell as drafted – Carried.
- **Consideration of Emergency Rule WAC 363-116-078 due to COVID-19.** After a robust conversation regarding COVID-19 limitations on the Pilot Training Program, the TEC reached consensus to recommend a gradual return to the pre-pandemic normalcy. Their recommendation for renewing the Emergency Rule regarding stipends with one change – trainees will now be expected to get 12 trips in a month to receive the full stipend. Prior to the pandemic, the requirement was 18 trips per month. Since the Emergency Rule went into effect in March 2020, there has been no minimum trip requirement.
Motion: Scragg/Anthony – approve the Emergency Rule WAC 363-116-078 as drafted – Carried.
- The TEC reviewed all trainee programs. There are 10 trainees in Puget Sound. The trainee from Grays Harbor has resigned from that training program and will return to the 2018 waiting list for a position in the Puget Sound Pilotage District. Three trainees attended the TEC meeting. One had an intervention and talked through the lessons learned from the trip. The other two are moving from the Training phase into the Evaluation phase.

Pilot’s Report of Marine Safety Occurrence: *RJ PFEIFFER, 04/23/2021*

Underway in Commencement Bay	Tug equipment malfunction on starboard quarter, continued slowly until new tug relieved it.	<u>Motion:</u> Anthony/Farrell File as a Marine Safety Occurrence – Carried.
------------------------------	---	--

Pilot’s Report of Marine Safety Occurrence: *LYRIC HARMONY, 05/11/2021*

North of Temco, Tacoma	Bridge steering station failure, directed to anchor and anchored without issue.	<u>Motion:</u> Farrell/Anthony File as a Marine Safety Occurrence with a change from navigational problem to equipment malfunction. – Carried.
------------------------	---	--

Pilot’s Report of Incident: *WESTWOOD RAINIER, 05/11/2021*

Underway from MAN to SEA Pier 18-4	While underway from Manchester to Seattle, experienced steering equipment failure and anchored while awaiting USCG instruction. Finally allowed to shift to pier with 2 tug escort.	<u>Motion</u> : Anthony/Farrell File as a Marine Safety Occurrence – Carried.
------------------------------------	---	---

Consideration of Request for Vessel Exemption:

Motor Yacht APHRODITE – 130', 333gt, Cayman Islands registry, Captain Ziajka.

Motion: Scragg/Jensen – concur with Chair Tonn's granting of an interim annual exemption with the conditions imposed: No Deception Pass and must have pilot orientation cruise – Carried.

Motor Yacht LADY BHAI – 138', 296gt, Jamaica registry, Captain Chew.

Motion: Farrell/Anthony – grant annual renewal exemption – Carried.

Motor Yacht PALADIN – 156', 496gt, Cayman Islands registry, Captains Smart and Pomeroy.

Motion: Farrell/Anthony– grant annual renewal exemption – Carried.

Motor Yacht ESPIRITU SANTO – 103', 210gt, New Caledonia registry, Captain Palmer.

Motion: Scragg/Jensen– grant an annual exemption with the following conditions imposed: No Deception Pass, no Locks and must have pilot orientation cruise – Carried.

Motor Yacht CHASING DAYLIGHT – 164', 492gt, Cayman Islands registry, Captains Tarr and Lariviere.

Motion: Anthony/Farrell – grant an annual exemption with the following conditions imposed: No Deception Pass – Carried.

Motor Yacht BELLA – 146', 499gt, Cayman Islands registry, Captains Hammond and Cameron.

Motion: Scragg/Anthony– grant an annual exemption with the following conditions imposed: No Deception Pass, no Locks, no Duwamish Waterway and must have pilot orientation cruise – Carried.

Motor Yacht BACA – 143', 498gt, Cayman Islands registry, Captain Sonnenberg.

Motion: Farrell/Anthony – grant an annual exemption with the following conditions imposed: No Deception Pass or Locks – Carried.

Review of Pilot/Trainee Physical Examination Reports.

Motion: Farrell/Anthony– approve the physician's reports for Captains J.P. Bujacich, and P.L. Velarde for their annual pilot license renewal – Carried.

Motion: Farrell/Anthony – accept the annual physical examination follow-up as requested by the Board at the April meeting. – Carried.

Motion: Farrell/Jensen – accept the annual physical examination done in January 2021 for a fit-for-duty to also count as a soon-to-retire pilot's annual physical – Carried.

Presentation Regarding PSP 2020 Audited Financial Statement – Puget Sound Pilots. Jessica Norris of Shannon & Associates, auditors for Puget Sound Pilots, gave a high-level overview of the 2020 audited financials for Puget Sound Pilots. A Q&A session followed.

Office of Equity – Washington State's Five-Year Equity Plan Overview. The newly created Washington State Office of Equity is working on a five-year strategic equity plan for the state as well as assisting agencies with their individual plans. The BPC has called a Special Meeting listening and learning session on June 8 led by the Director of the Office of Equity, Dr. Karen Johnson. There will be no Board action taken at that meeting, and no quorum is needed. BPC Staff and Chair Tonn previously participated in a listen/learn session for small agencies. Additional information regarding this statewide effort is forthcoming.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- JDC Co-Chair Sheri Tonn reported that the JDC will be meeting on Friday, May 28. The committee plans to talk about the 2021 Marine Pilot Exam and to work on the BPC's Diversity Action Plan for the 2020 Annual Report. Thank you to Commissioner Farrell for working on many edits for the Diversity Action Plan.
- Chair Tonn reported that Captain Eric vonBrandenfels will be co-chair of the committee and that Puget Sound pilot Captain Sandy Bendixen has joined the committee.
- Jaimie Bever reported she has joined the WSF Diversity Advisory Group (DAG) and their Diverse Workforce subcommittee. John Vezina from WSF heads that group and is also a part of the JDC.

Oil Transportation Safety Committee (OTSC)

- The Committee will meet again on June 3 to discuss risk, hear a vessel synopsis update and for a general check-in.
- The traffic trends slide deck from Ecology was updated with April data and provided to Board members. They are also available on the BPC website in meeting materials.
- There is another Ecology risk model webinar tomorrow, May 26 on the Vessel Accident Module. Commissioner Jensen mentioned that he was pleased with the transparency of the process and that the team has been working very hard to bring a lot of pieces together.
- Chair Tonn and Jaimie Bever have been reviewing the progress of the draft synopsis.

Pilot Safety Committee (PSC)

- The PSC last met on March 25 and their next meeting is scheduled for June 9. Meeting minutes from the March 25 meeting will be provided at the June Board meeting.

Exam Committee

- The Committee is currently in the Simulator Evaluation Review process and hopes to have the results back soon. The final ranked list will be presented to the Board at the June Board meeting. Ten candidates requested access to review their Simulator Evaluations. However, only six submitted a written response for review. The number of requested reviews is consistent with previous exam cycles.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar for upcoming Board meetings, including the Special Meeting June 8 and the Regular Board meeting June 22.

Chair Tonn asked for public comment and received none. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 2:30 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Rik Krombeen

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
June 22, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 12:00 p.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson and Sandy Bendixen: Puget Sound Pilots

Larry Emerson: Retired Puget Sound Pilot

Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Laird Hail: USCG

Vince Addington: General Steamship

Ann LaRue: Utilities and Transportation Commission

Michael Ross: Westwood Shipping Lines

Nhi Irwin: Department of Ecology

Michael Haglund: Public

BPC Staff Report.

- The Office of the Washington State Auditor has concluded their routine accountability audit of the BPC for fiscal years 2016-2020. The Board received the Auditor's exit letter for review. There were no findings or exit items to report. BPC Executive Director Jaimie Bever thanked Training Program Coordinator Jolene Hamel for great record keeping and organization, and Program Analyst Bettina Maki, who as audit liaison worked diligently to provide clarity and transparency in BPC processes. The next audit will be conducted in 2025.
- The Board reviewed the proposed BPC office reopening plan, which is scheduled to go into effect on August 16 with a hybrid schedule of some in-office and some telework. The plan will be evaluated in 3 months' time to make sure all business needs are being met. A question was raised about in-person meeting plans and mask wearing mandates in state office buildings – both of which we are pending direction from the Governor's Office. The BPC anticipates being able to offer in-person meetings with a virtual component in the future.
- Jaimie Bever attended both the Puget Sound and Grays Harbor Safety Committee meetings since the last Board meeting along with a stirring and inspiring Juneteenth virtual meeting hosted by WSDOT, which Bettina Maki also attended. Commissioner Kirtley inquired if the Juneteenth Celebration was recorded with the ability to share with the Board. Staff will look into this request.
- The 2020 Annual Report draft will be presented in July for Board and stakeholder comment. The final draft will be presented for Board adoption at the August meeting and submitted to the Legislature shortly thereafter.
- Bettina Maki presented and answered questions on the 2020 rest rule exemptions chart provided to the Board, which will become a Pilot Safety Committee report in future meetings.

BPC Chair Report.

- The Department of Ecology has appointed a replacement for Commissioner Dale Jensen, who announced his retirement for August 2021. Nhi Irwin, Statewide Resources Section Manager, will begin her appointment on August 1. She has been with Ecology for 14 years and is very connected in the spills/maritime industry both within Puget Sound and British Columbia.
- A replacement for the Foreign Shipping seat recently vacated by Rik Krombeen has not yet been appointed by the Governor's Office.

- Chair Tonn and Jaimie Bever met with the Port of Grays Harbor to discuss a new trainee and possibly establishing a committee dedicated to Grays Harbor pilotage, similar to the Board's past Grays Harbor Advisory Committee. More information about that effort is forthcoming.
- Chair Tonn reported that she sent a comment letter of support for MITAGS on behalf of the BPC regarding the USCG's proposed expansion project.

Activity Reports. Mike Moore representing Pacific Merchant Shipping Association (PMSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Laird Hail representing the United States Coast Guard (USCG), and Mike Folkers representing the Port of Grays Harbor (PGH) offered current and projected statistical data as well as updates on current maritime issues and activities.

NEW BUSINESS

Meeting Minutes.

Motion: Jensen/Farrell – approve the May 25, 2021 meeting minutes as drafted – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Approval of Pilot License Upgrade Programs: Captains Myers, M Hannuksela & McGourty.** The TEC met yesterday and reviewed the upgrade program letters. The group revised the first-year language to put in a proviso regarding not completing vessel simulator training within the first year due to COVID travel restrictions.
Motion: Scragg/Anthony – approve the pilot license upgrade program for Captains Myers, M. Hannuksela & McGourty as drafted – Carried.
- **PPU Request for Captain Ryan Gartner.** Trainee Gartner is on track for licensing in either August or September.
Motion: Scragg/Anthony – Approve the PPU training for Captain Gartner and provide an additional one-time stipend for the training up to \$2,400 – Carried.
- The TEC reviewed all the training programs and comments. There are currently 10 trainees in Puget Sound, none in Grays Harbor. There were no interventions since the last TEC meeting.
- Jaimie Bever led a robust discussion regarding enterprise risk management as it relates to the BPC's Pilot Training Program. Jaimie will capture the brainstorm in juxtaposition to previous risks identified and the group will continue identifying programmatic risks as an ongoing discussion at committee meetings.
- The TEC also discussed resumption of in-person committee meetings. Due to the late cruise season schedule, there was consensus that the committee would continue using Teams until October to best accommodate the pilots on the TEC.
- Captain Don Mayer, PSP Retiree, has officially retired from the TEC. TEC Chair John Scragg thanked him for his long and invaluable service with the TEC. Chair Tonn echoed that sentiment.

Exam Committee

Approval of Final Ranked List from the 2021 Marine Pilot Exam. The Simulator Evaluation Reviews were completed resulting in one change to a candidate's score. The final ranked list was presented to the Board. It was noted that #3 on the list has requested to have his name withheld due to potential employment conflicts as he awaits being called into the training program. It was noted that the individual review and notification letters would be sent out via email following the Board meeting as well as posting the list onto the website.

Motion: Scragg/Jensen – approve the final ranked list from the 2021 Marine Pilot Exam as presented – Carried.

- The Exam Committee and the Board thanked everyone involved and offered congratulations to the mariners who made the list. Commissioner Farrell remarked that as a relative newcomer to the Board, he felt the exam process that he had witnessed was very well done and very well documented, and he offered thanks and congratulations to all involved.

Pilot's Report of Marine Safety Occurrence: JOHN MIDGETT, 05/18/2021

Underway in NB traffic lanes, north of buoy SF	Steering malfunction on the stbd steering system. Vessel made way using port steering system.	<u>Motion:</u> Farrell/Anthony File as a Marine Safety Occurrence – Carried.
--	---	--

Pilot's Report of Marine Safety Occurrence: TIANPING, 05/18/2021

Underway, 1nm north of Point Wilson	Engine alarms sounded, VTS advised to turn ship around off Port Townsend and head to deeper water while awaiting tug escort. Escorted to anchor in PA.	<u>Motion:</u> Farrell/Anthony File as a Marine Safety Occurrence – Carried.
-------------------------------------	--	--

Pilot's Report of Incident: MOHAWK, 05/21/2021

Underway outside of Pilot Station	Propulsion issue just after pilot disembarked. Pilot reboarded and a tow plan was initiated without issue.	<u>Motion:</u> Farrell/Hamilton File as a Marine Safety Occurrence – Carried.
-----------------------------------	--	---

Pilot's Report of Incident: CAPE ORLANDO, 05/27/2021

Underway near buoy 34/32 in Grays Harbor	Electrical generator system needed repair while transiting outbound. A tug was called for escort and anchoring successful.	<u>Motion:</u> Drennen/Anthony File as a Marine Safety Occurrence – Carried.
--	--	--

Consideration of Request for Vessel Exemption:

Motor Yacht AURORA – 120', 414gt, Cayman Islands registry, Captain Gallagher.

Motion: Kirtley/Hamilton – grant an annual exemption with the following condition imposed: Must have either a Delta Marine Captain or Pilot for Duwamish Waterway – Carried.

Motor Yacht ST. EVAL – 114', 218gt, Grand Cayman registry, Captain Milla.

Motion: Farrell/Anthony – concur with Chair Tonn's granting of an interim annual exemption with the following condition imposed: No Deception Pass – Carried.

Motor Yacht MARAMA– 124', 456gt, Cook Islands registry, Captains Lawrence and Lloyd.

Motion: Farrell/Anthony– grant annual renewal exemption with the following condition imposed: No Deception Pass – Carried.

Motor Yacht ASPEN ALTERNATIVE – 164', 459gt, Cayman Islands registry, Captain Stein.

Motion: Farrell/Drennen– concur with Chair Tonn's granting of an interim 3-month exemption with the following conditions imposed: No Deception Pass, no Locks and must have pilot orientation cruise – Carried.

Motor Yacht GRYFALCON – 78', 54gt, United Kingdom registry, Captain Russell.

Motion: Scragg/Farrell – concur with Chair Tonn's granting of an interim annual exemption with the following conditions imposed: No Deception Pass, no Locks, no Duwamish waterway and must have pilot orientation cruise – Carried.

Motor Yacht KAPOWAI – 66', 117gt, New Zealand registry, Captain S Johnson.

Motion: Anthony/Farrell– concur with Chair Tonn's granting of an interim 3-month exemption with the following conditions imposed: No Deception Pass, no Locks, no Duwamish waterway and must have pilot orientation cruise – Carried.

Motor Yacht TESS – 120', 244gt, Grand Cayman registry, Captain Milla.

Motion: Farrell/Drennen – grant an annual renewal exemption with the following condition imposed: No Deception Pass – Carried.

Motor Yacht ARCTIC PRIDE – 123', 297gt, Jamaica registry, Captain Seethoff.

Motion: Anthony/Farrell – grant an annual renewal exemption with the following condition imposed: No Deception Pass – Carried.

Sailing Yacht NOMAD – 78', 101gt, Marshall Islands registry, Captain Hammer.

Motion: Hamilton/Drennen – grant a 3-month exemption with the following conditions imposed: No Deception Pass, no Locks, no Duwamish waterway and must have pilot orientation cruise – Carried.

Motor Yacht TRITON – 143', 527gt, Marshall Islands registry, Captain Pilek.

Motion: Farrell/Anthony – grant an annual renewal exemption with the following condition imposed: No Deception Pass – Carried.

Motor Yacht CHEEMAUN– 70', 130gt, Cayman Islands registry, Captains Sanson & Puffett.

Motion: Farrell/Scragg – concur with Chair Tonn's granting of an interim annual exemption with the following condition imposed: must have pilot orientation cruise when Captain Sanson leaves vessel which needs to include the Locks – Carried.

Sailing Yacht PALIADOR – 98', 123gt, Cayman Islands registry, Captain Forderer.

Motion: Anthony/Farrell – concur with Chair Tonn's granting of an interim annual exemption with the following conditions imposed: No Deception Pass or Locks and must have pilot orientation cruise – Carried.

Review of Pilot/Trainee Physical Examination Reports.

Motion: Jensen/Farrell – approve the physician report for Captain S.T. Coleman for his annual pilot license renewal – Carried.

Office of Equity – Washington State's Five-Year Equity Plan Update from BPC Special Meeting.

On June 8, 2021, the BPC called a Special Meeting for a conversation led by Dr. Karen Johnson ("Dr. J"), Director of the Washington State Office of Equity, regarding anti-racist journeys and the unique challenges within the maritime industry. Attendees of the meeting included Board members, BPC Joint Diversity Committee members, pilots, and stakeholders. The BPC thanks all who attended and shared their perspectives, which will be considered as a part of the state's 5-year equity strategic plan. Commissioner Jensen offered his appreciation for being part of the conversation.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- JDC Co-Chair Sheri Tonn reported that the JDC met on Friday, May 28. They discussed the 2021 Marine Pilot Exam and worked on the BPC's Diversity Action Plan for the 2020 Annual Report. A short meeting is planned on July 16 to wrap up the plan to be ready for the report draft.
- Membership was also a topic at the May meeting. Captain Eric vonBrandenfels has asked to step down from co-chairing the Committee but will gladly stay as a member. Commissioner Farrell reported that he felt that Captain vonBrandenfels asking to step aside as co-chair was more of a mechanism to broaden the work of diversity in maritime. The small slivers of groups all working towards inclusion need to come together, especially as pilotage is at one extreme end of the industry. Chair Tonn offered that the current charter for the committee requires joint representation from PSP and BPC with the focus specifically on pilotage. Further discussion is forthcoming.
- The Board received the most recent approved meeting minutes from the JDC.

Oil Transportation Safety Committee (OTSC)

- The OTSC met on June 3. The agenda included a general check-in, update on the vessel synopsis, and discussion regarding enterprise risk management, similar to the TEC.
- The Board received the most recent approved meeting minutes from the OTC.
- The Board also received the updated May data for the Changes in Vessel Traffic Trends Synopsis from Ecology.
- The next meeting is confirmed for August 30.

Pilot Safety Committee (PSC)

- The PSC met on June 9 and discussed the ongoing COVID situation, pilot ladder safety form initiation, rest rule exceptions, and maximum assignment duration, especially of night assignments where there is greater risk from fatigue.
- The group reviewed a matrix created by BPC Program Analyst Bettina Maki updating the recommendations made during Dr. Czeisler's presentation in December 2017 and the progress to date in the area of fatigue management, in order to focus on future work and priorities.
- The Board received the most recent approved meeting minutes from the PSC.
- The next meeting will be toward the end of July. However, a date has not been set.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar for upcoming Board meetings, as the Board will be meeting outside its regularly scheduled third Thursdays throughout cruise season.

Chair Tonn asked for public comment and received none. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 2:20 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Vacant Foreign Shipping Seat

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
July 20, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 12:00 p.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot), Dale Jensen (Ecology), Andrew Drennen (U.S. Shipping), Timothy J. Farrell (Public), Michael Ross (Foreign Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson and Sandy Bendixen: Puget Sound Pilots

Larry Emerson and John Harris: Retired Puget Sound Pilots

Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Laird Hail and Nate Menafee: USCG

Vince Addington: General Steamship

Ann LaRue: Utilities and Transportation Commission

Nhi Irwin: Department of Ecology

Michael Haglund: Public

Knut Hildebrand: Public

BPC Staff Report.

- The summer edition of the BPC Pilotage Quarterly was distributed earlier this month, highlighting the BPC's work towards Diversity, Equity, and Inclusion with the state's Office of Equity.
- BPC staff is working with BPC's new budget analyst at DES on the 2021/2023 biennium budget allotments.
- Training Program Coordinator Jolene Hamel will be getting a state-issued cell phone for all BPC business. BPC staff will provide that number as soon as it is available.
- Bettina Maki presented and answered questions on the Q2 data provided to the Board.

BPC Chair Report.

- Chair Tonn welcomed Captain Mike Ross, Westwood Shipping, who was appointed by the Governor to the Foreign Shipping seat, vacated by Captain Rik Krombeen, Holland America Group. Commissioner Ross shared information regarding his background, highlighting his extensive maritime experience, which will be a great asset to the Board.
- Commissioner Dale Jensen reflected on his time spent working with the BPC. He acknowledged the many changes the BPC has undergone over the years. He also mentioned that the amount of work produced by the BPC Chair and staff were remarkable considering the limited resources. Chair Tonn again offered her thanks for his many years of service to the Board and the state of Washington. This meeting will be his last with the BPC, as he is retiring from the Department of Ecology in August.
- Chair Tonn recognized and thanked Vice Chair Eleanor Kirtley for stepping in while she was out of the country.

Pilot's Report of Marine Safety Occurrence and Vessel Exemption Request Concerning

M/Y WOFANU. The BPC received an MSO concerning M/Y *WOFANU*, which was followed by a pilotage exemption request from the vessel's captain. Chair Tonn denied a request for an interim exemption believing it was a matter for the full Board to discuss. The vessel previously held exemptions in 2016, 2017, and 2018, but did not renew exemptions in 2019 or 2020. The Board heard details from both the MSO as reported by Pilot Commissioner Mike Anthony and from the owner/operator of *WOFANU*, who joined the meeting by phone. A discussion and Q&A between the Board and the vessel's captain followed.

Rosario Strait, Southbound	Controlled close quarter crossing with foreign flagged motor yacht <i>WOFANU</i> . The vessel appeared to be wandering while crossing and did not have a pilotage exemption. Pilot notified VTS.	<u>Motion</u> : Anthony/Drennen File as a Marine Safety Occurrence – Carried.
----------------------------	--	---

Motor Yacht *WOFANU* – 47’, German registry, Captain Knut Hildebrand.

Motion: Farrell/Drennen – grant annual exemption with an amendment from Commission Kirtley to include the following condition: Pilot Orientation Required – Carried.

Activity Reports. Mike Folkers representing the Port of Grays Harbor (PGH), Laird Hail representing the United States Coast Guard (USCG), Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), and Mike Moore representing Pacific Merchant Shipping Association (PMSA) offered current and projected statistical data as well as updates on current maritime issues and activities.

NEW BUSINESS

Meeting Minutes.

Motion: Hamilton/Jensen – approve the June 22, 2021, Meeting Minutes as drafted with one minor spelling correction – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- The TEC met yesterday and reviewed all the training programs and comments. There are currently 10 trainees in Puget Sound, and none in Grays Harbor. There were no interventions. TEC Chair Scragg encouraged the Commissioners to review the trainee documents that Jolene Hamel sends out to them monthly. Captains Holland and Cassee attended the meeting to discuss their experiences in the Observation Phase and transition to the Training Phase.
- Currently, trainees are only required to get 12 trips/month under COVID Emergency Rule. The TEC discussed trips/month required for stipend with the current conditions of 10 trainees, along with industry changes and new rest rules. This will be a continued future TEC agenda topic.
- The group also discussed the timing of when to invite trainees to both Grays Harbor and Puget Sound pilot training programs from the 2021 Exam pilot candidates list.
- Grays Harbor is currently authorized for 3 pilots, but they only have one active pilot at this time. They would like to start the invitation process as soon as possible. The Port is working on Standard Operating Procedures (SOPs), which are needed before invitations can be distributed. Puget Sound is currently authorized for 56 pilots and there are positions available, but with 10 trainees already in the program, invitations are not expected until early next year.
Motion: Scragg/Farrell – Approve the TEC to start the invitation process for Grays Harbor subject to delivery of written SOP’s from the Port to the BPC – Carried.
- Current TEC member Sara Thompson, Department of Ecology, will be on maternity leave from September 2021 to January 2022. She has requested Ecology team member Brian Kirk to assume her duties on the TEC in her absence. Brian is already known to the BPC for his committee work on the OTSC. His CV was provided to the Board.
Motion: Scragg/Farrell – Approve Brian Kirk to the TEC to replace Sara Thompson during her maternity leave – Carried.

Pilot’s Report of Marine Safety Occurrence: *MSC AMS, 06/28/2021*

Underway in PA at Pilot Boarding Grounds	Multiple malfunctions/deficiencies upon pilot boarding, including inadequate pilot ladder. VTS authorized proceeding to anchorage in Holmes Harbor without tug. Passage completed without incident.	<u>Motion</u> : Farrell/Jensen File as a Marine Safety Occurrence – Carried.
--	---	--

Consideration of Request for Vessel Exemption:

Motor Yacht *GAYLE FORCE* – 96’, 190gt, Marshall Islands registry, Captain Whittaker.

Motion: Farrell/Drennen – concur with Chair Tonn’s granting of an interim annual exemption with the following conditions imposed: No Deception Pass and no Locks – Carried.

Motor Yacht *MISS ANNA* – 112’, 222gt, Marshall Islands registry, Captain Van der Wel.

Motion: Farrell/Anthony – concur with Chair Tonn’s granting of an interim annual exemption with the following condition imposed: No Deception Pass – Carried.

Motor Yacht CV-9 – 140’, 97gt, Cayman Islands registry, Captains Johnson and Barnett.

Motion: Farrell/Jensen – grant annual renewal exemption with the following condition imposed: No Deception Pass – Carried.

Motor Yacht MOUSETRAP – 110’, 240gt, Cayman Islands registry, Captain Labro.

Motion: Farrell/Anthony – grant a 3-month exemption with the following conditions imposed: No Deception Pass, no Locks and must have pilot orientation cruise – Carried.

Motor Yacht GRAN FINALE – 157’, 451gt, St Vincent & Grenadines registry, Captains Gorman & Kay.

Motion: Anthony/Drennen – grant an annual exemption with the following conditions imposed: must have pilot orientation cruise – Carried.

Motor Yacht COMPASS ROSE– 158’, 621gt, Jamaica registry, Captain DeMello.

Motion: Farrell/Ross – grant a 3-month exemption with the following conditions imposed: No Deception Pass, no Locks, no Duwamish waterway and must have pilot orientation cruise – Carried.

Motor Yacht ALTAIR R – 87’, 114gt, British Virgin Islands registry, Captain Schonken.

Motion: Anthony/Drennen – grant an annual renewal exemption with the following conditions imposed: No Deception Pass, no Locks and must have pilot orientation cruise – Carried.

The Board discussed potential legislative action to expand the Board’s ability to penalize vessels for entering Washington’s inland waters without a pilotage exemption. Because the window to develop legislation for the upcoming 2022 session is too short, the Board will explore developing a vessel exemption committee of Board members and stakeholders to consider language and any other issues involving the vessel exemption process for the following legislative session. Chair Tonn asked individuals who were interested in being on the committee to contact BPC staff. A committee charter and roster will be developed for consideration at the August BPC meeting.

Review of Pilot/Trainee Physical Examination Reports.

Motion: Anthony/Farrell – approve the physician reports for Captains C. F. Rounds, L. A. Seymour, J. D. Henderson, A. B. Seamans, B. W. Bouma, and W. J. Sliker for their annual pilot license renewals – Carried.

Motion: Farrell/Hamilton – authorize Board staff to send a letter to one of the above pilots to recommend a physical follow-up EKG as written in the physician’s report – Carried.

Discussion of Draft 2020 BPC Annual Report. Jaimie Bever led the Commissioners through the draft 2020 BPC Annual Report and advised which pieces still needed to be completed. Draft copies have been shared with Commissioners and select stakeholders. BPC staff requested comments on the draft by August 6 to be included in the final copy for a motion at the August Board Meeting. Commissioner Kirtley noted that the acronym SILA needed to be described in full at least once before reduced to its acronym. Chair Tonn recommended viewing the charts in black and white to assure that the data is clear.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- The JDC met on Friday, July 16 to discuss the Diversity Action Plan for the 2020 Annual Report. Commissioner Farrell made excellent suggestions last year, which were captured in this version of the report.
- Membership and further industrial involvement for pathways to increase diversity were also discussed.

Oil Transportation Safety Committee (OTSC)

- The OTSC last met on June 3, and has another meeting scheduled for August 30.
- The Board received the updated June data for the Changes in Vessel Traffic Trends Synopsis from Ecology.
- Jaimie Bever has joined Ecology’s Steering Committee for the Tug Escort Analysis portion of the ESHB 1578 deliverables.

Pilot Safety Committee (PSC)

- The PSC last met on June 9, and has the next meeting scheduled for July 28.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar for upcoming Board meetings, as the Board continues to meet outside its regularly scheduled third Thursdays through September.

Chair Tonn asked for public comment and received one comment on cruise ship resumption that did not follow the mandatory sanctuary at Swishers Bank. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 3:00 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Mike Ross

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Dale Jensen

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
August 17, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 12:00 p.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Conference Call or Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), John Scragg (Pilot), Mike Anthony (Pilot),
Nhi Irwin (Ecology), Timothy J. Farrell (Public), Michael Ross (Foreign Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson and Sandy Bendixen: Puget Sound Pilots

Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Laird Hail and Nate Menafee: USCG

Vince Addington: General Steamship

Ann LaRue: Utilities and Transportation Commission

Monique Webber: Pacific Yacht Management

Michael Haglund: Public

Joel Morton: Kirby Offshore Marine

Phillip Nelson: Council of Marine Carriers, BC Canada

Verner Wilson: Friends of the Earth U.S.

Lovel Pratt: Friends of the San Juans

Kelli Goodwin: Port of Seattle

BPC Staff Report.

- The BPC's Reopening Plan has been revised to take into account the challenges presented by the delta variant of COVID-19. The BPC office will be staffed Monday-Friday, however only one employee will be allowed in the office at a time. The Board reviewed the proposed revised staffing schedule. There were no concerns with that approach.
- The understanding at this time and based on direction from the state, is that BPC staff and the Board fall into the state workers category that are required to receive vaccines by October 18, 2021, under the new directive by Governor Inslee. BPC staff will set up a time with each Board member to review and record vaccine verification.
- BPC staff provided a visual of the 2021-2023 budget allotments. Staff is also working on a supplemental budget request for FY 2022, which is due September 13, 2021. A brief Q&A between staff and the Board followed.
- Department of Ecology has announced that Carlos Clements will be replacing Dale Jensen as the Spills Program Manager and will be starting at the end of August. The BPC welcomes Carlos and hopes he will attend a meeting soon to introduce himself and share his background and experience with the Board.
- BPC Training Program Coordinator Jolene Hamel has received a state-issued cell phone for all BPC business.
- Former Commissioner Sara Thompson will be out on leave from September 2021 through January 2022. Brian Kirk will be filling in for her on both the OTSC and the TEC. Board member Nhi Irwin will step in for Sara on the JDC.
- The Board received Q2 data for the Port of Grays Harbor.

BPC Chair Report.

- Chair Tonn welcomed new Board member Nhi Irwin, Department of Ecology, who was appointed to fill the Ecology seat vacated by Dale Jensen. Commissioner Irwin shared information regarding her background, highlighting her fifteen years in Ecology's Spill Program, and her excitement to be on the Board.
- This month is very likely Commissioner John Scragg's last Board meeting. He spent a little time reflecting on work with the BPC. He will be staying on both the TEC and the PSC for the foreseeable future. Commissioner Scragg expressed his appreciation for being on the Board. He

gave a special thanks to Chair Tonn for her leadership and to BPC staff for their support and professionalism. Chair Tonn thanked him for his years of service to the Board and the state of Washington. Commissioner Farrell added his appreciation for Commissioner Scragg’s patience, knowledge, and willingness to share information, as well as his level-headed approach. Captain Sandy Bendixen will be replacing Commissioner Scragg in one of the two pilot representative seats in September.

- Chair Tonn thanked the U.S. Coast Guard for the recent meeting to continue discussions regarding first class federal pilotage in Puget Sound.

Activity Reports. Mike Moore representing Pacific Merchant Shipping Association (PMSA), Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), Laird Hail representing the United States Coast Guard (USCG), and Mike Folkers representing the Port of Grays Harbor (PGH), offered current and projected statistical data as well as updates on current maritime issues and activities.

OLD BUSINESS

Vessel Exemption Appeal - M/Y WOFANU. The Board reviewed an appeal from the captain of Motor Yacht WOFANU regarding the vessel exemption previously granted by the Board with the condition of a pilot orientation cruise. Chair Tonn asked if there was a motion to reconsider the exemption condition.

Motion: Farrell/no second – Reconsider the pilotage exemption condition of a pilot orientation cruise. Motion fails.

NEW BUSINESS

Meeting Minutes.

Motion: Farrell/Kirtley – approve the July 22, 2021 Meeting Minutes with a minor correction – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- The TEC met yesterday and reviewed all the training programs and comments. There are currently 10 trainees in Puget Sound, and none in Grays Harbor. One trainee is close to licensure. The USCG stepped in to give a waiver on a final Spieden Channel trip that is currently closed to trainees due to COVID. Hopefully that trainee will be licensed in September. The other 9 trainees are progressing.
- Currently, trainees are required to get 12 trips/month under COVID-19 Emergency Rule. The TEC discussed trips per month required for stipend with the current conditions of 10 trainees, along with industry changes and new rest rules. This will be a continued TEC agenda topic with more information coming to the Board in either September or October.
- One trainee was in quarantine for an exposure to COVID-19 and the TEC has waived his 12-trip requirement for the month of August.
- There has been some confusion on Hard-to-Get trips and the minimum/maximum trainees on board. The TEC will be sending out a letter to mitigate the confusion on this and rest rules.
- A working group consisting of 6 pilots has been pulled together to work on revamping the Conning Quiz process for the new trainees.
- Captain Bendixen gave an update on the first-class pilot federal requirement issues. She reported that she is hopeful that the work group, which has been on hiatus, will resume soon.

2020 BPC Annual Report. The Commissioners reviewed the final draft of the 2020 BPC Annual Report. Staff thanked Commissioner Kirtley for her thoughtful and thorough review and feedback.

Motion: Kirtley/Farrell– authorize Board staff to send the 2020 Annual Report to the Governor and the Legislature as required – Carried.

Pilot’s Report of Marine Safety Occurrence: MELINA, 07/18/2021

Underway in TSS SB SA Precautionary Area	Engine issue that required the vessel to stop. VTS required vessel to anchor in PA anchorage awaiting an inspection. Completed to anchor without incident.	<u>Motion:</u> Farrell/Ross File as a Marine Safety Occurrence – Carried.
---	--	--

Pilot's Report of Marine Safety Occurrence: RDO CONCERT, 07/27/2021

Northbound between Pt Robinson and Three Tree Point	Cylinder issue called for dead slow ahead. 2 Foss tugs, already in the area, pushed vessel to anchor without incident.	<u>Motion</u> : Farrell/Hamilton File as a Marine Safety Occurrence – Carried.
---	--	--

Consideration of Request for Vessel Exemption:

Motor Yacht REVELRY – 175', 672gt, Cayman Islands registry, Captain Glutz.

Motion: Scragg/Anthony – grant a 3-month exemption with the following conditions imposed: Must have pilot orientation cruise through the Locks – Carried.

Review of Pilot/Trainee Physical Examination Reports.

Motion: Farrell/Anthony – approve the physician report for Captain P. V. Hunter for his annual pilot license renewal – Carried.

Chair Tonn read aloud emailed recommendations from Board Designated Physician Dr. Ann Jarris, Discovery Health MD, on pilots returning to duty after quarantining due to COVID-19 exposures. Dr. Jarris' email also included information about how the recommendations have worked well for the maritime industry.

Consideration of BPC Vessel Exemption Committee (VEC) Charter & Membership. The Board reviewed a draft charter for the new committee and provided feedback for improvement. Discussions included membership, committee work, and length of commitment for members. A clean copy incorporating the changes will be provided at the September meeting along with recommendations for membership. The Board is looking for representatives from both the large yacht/recreational boating community and the smaller recreational boating community. Recommendations from the committee may lead to legislation and/or rulemaking.

Motion: Farrell/Kirtley – approve the VEC Charter with discussed changes and review proposed membership at the next meeting – Carried.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- The JDC worked on the Diversity Action Plan for the 2020 Annual Report and is planning on tackling a charter for the committee next. Membership and further industrial involvement for pathways to increase diversity were also discussed.
- Chair Tonn reported that the Women Offshore 2021 Conference will be held remotely again this year on November 5 and 12. The BPC is considering sponsorship of the conference. She encouraged commissioner attendance.
- Monique Webber, Pacific Yacht Management, asked if there was any follow up since the meeting with Dr. J (Dr. Karen Johnson, Director, Office of Equity). Jaimie reported that each office was tasked with submitting a baseline assessment, which BPC has done.

Oil Transportation Safety Committee (OTSC)

- On August 30 the Department of Ecology will present the OTSC with a first look at the scope of work for the Tug Escort Analysis followed by a public comment period. After revisions are made, the Board will receive the scope in November for review and approval.
- Ecology is doing an excellent job developing the Synopsis of Vessel Traffic Trends. The updated data slides for July were provided to the Board for review. There will be one more month of data collection and that will conclude the data collection timeframe.
- Ecology's Vessel Accidents Module for the Risk Model webinar is tomorrow. Links to register can be found on the BPC's website.
- OTSC Chair Jaimie Bever will provide an overview of ESHB 1578 for the Board at the next meeting.
- There was a request to have a map of each area included with the vessel slides.

Pilot Safety Committee (PSC)

- The PSC last met on July 28.
- The meeting included COVID updates, review of rest rule exemption reports, the pilot ladder reporting system that is currently in beta testing, and maximum assignment times. John Coyle

from Blue Water has been invited to share ideas on how to reduce assignment times that exceed 12 hours. Possible solutions will be discussed at the next meeting.

- Approved minutes for June meeting were provided to the Board.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar for upcoming Board meetings, as the Board continues to meet outside its regularly scheduled third Thursdays through October.

Chair Tonn asked for public comment and received none. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 2:15 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Mike Ross

Commissioner John Scragg

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Nhi Irwin

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
October 26, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 12:00 p.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), Sandy Bendixen (Pilot), Mike Anthony (Pilot), Nhi Irwin (Ecology), Timothy J. Farrell (Public), Michael Ross (Foreign Shipping), Andrew Drennen (U. S. Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson and Charlie Costanzo: Puget Sound Pilots

Gary Nelson and Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Lou Paulsen: The Northwest Seaport Alliance

Laird Hail and Nate Menafee: USCG

Vince Addington: General Steamship

Ann LaRue: Public

Michael Haglund: Public

Tom Ehrlichman: Swinomish Indian Tribal Community

Lovel Pratt: Friends of the San Juans

Bob Poole: Western States Petroleum Association

BPC Staff Report.

- The BPC Pilotage Quarterly newsletter Fall Edition has been distributed and posted to the BPC website.
- At the end of September, Jaimie Bever attended a meeting exploring a possible anchorage subcommittee of the Puget Sound Harbor Safety Committee (PSHSC). It was confirmed at the following PSHSC that the subcommittee would be formed and meet on an ad hoc basis.
- Jaimie attended the WISTA PNW Tugboats 101 Lunch n' Learn. She thanked Commissioner Kirtley for the invite and reported that it was very educational and time well-spent.
- Bettina Maki provided and commented on 3rd Quarter vessel traffic reports for both Puget Sound and Grays Harbor.

BPC Chair Report.

- Chair Tonn reminded the Board about Women Offshore's annual conference coming up on November 5 and 12.

Activity Reports. Mike Moore representing Pacific Merchant Shipping Association (PMSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Laird Hail representing the United States Coast Guard (USCG), and Mike Folkers representing the Port of Grays Harbor (PGH), offered current and projected statistical data as well as updates on current maritime issues and activities.

Mike Folkers reported that the Port's grain ship loader at Terminal 2 has been down since September 1, 2021. He was unable to provide details as an investigation is underway. However, he did report that the Port's dry bulk customer ADP has procured two portable loaders called teleport stackers, which were delivered this week for temporary loading. Installation is underway and the vessel FEDERAL EMBARI is expected to arrive on November 4 and load 5500 metric tons of soybean meal headed for Vietnam. The Port anticipates the teleport stacker will be very beneficial to continued Port operations. The Port is working on replacement of the permanent loader in the meantime.

NEW BUSINESS

Meeting Minutes.

Motion: Hamilton/Kirtley – approve the September 28, 2021, Meeting Minutes with a minor grammatical change – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- The BPC, PSP, and USCG have resumed communication regarding federal pilotage in Puget Sound (PS). The focus is to complete the new federal pilotage package and promulgation letter regarding the existing packet soon.
- The TEC met yesterday and reviewed all the training programs and comments. One trainee transitioned from the Training Phase to the Evaluation Phase. There are nine trainees in the PS program and zero in Grays Harbor (GH). Four trainees are in the Evaluation Phase, four are in the Training Phase, and one in the Observation Phase.
- One trainee is on target for licensure next month.
- One of the candidates from the 2021 Exam Waiting List has received an offer for the GH training program. The candidate has visited GH and met with the Port and Captain D'Angelo. The BPC is awaiting his formal response.
- The TEC has reviewed the current PS training program agreement and requirements. The Board will receive updated versions for consideration and approval at the November 18 meeting. Additionally, the TEC will provide considerations for changes to WAC 078.
- There is a small workgroup looking at the conning quizzes and local knowledge exams to make sure the product is the best the BPC can provide and helps the trainees be successful in the training program.
- Regarding COVID-19, the trainees continue to fill out the BPC's trainee health declaration daily and follow proper recordkeeping. The number of trainees on board vessels continues to be limited as a precaution. Crowley is now allowing one trainee onboard tankers, which have a larger wheelhouse than the ATBs. Chair Tonn expressed thanks to Mark Homeyer for his efforts in getting the trainees back on board.

Vessel Exemption Committee (VEC)

- The first meeting of the VEC was last week. Commissioner Anthony, who is also the committee chair, shared that it was a productive meeting and good starting point in identifying areas of committee focus. A list of goals and possible recommendations have been compiled and will provide focus for the committee going forward.
- Monique Webber, Pacific Yacht Management, and Peter Schrappen, Northwest Marine Trade Association, recommended Captain Charlie Johnson for the Large Recreational Vessel (130-200 FT) Captain position on the committee. Captain Johnson has years of experience operating yachts in the Puget Sound area.
Motion: Anthony/Kirtley – appoint Captain Charlie Johnson to the VEC in the Large Recreational Vessel (130-200FT) Captain position – Carried.
- The VEC will bring forward potential candidates for the last position on the committee, the Small Recreational Boating Representative, at a future meeting.
- The next meeting is scheduled for November 10.

Oil Transportation Safety Committee (OTSC)

- The committee met on October 18 and had a good meeting, which included presentations from Ecology regarding the Synopsis of Changing Vessel Traffic Trends and the Tug Escort Analysis Scope of Work.
- The OTSC's Tug Industry Representative, Charlie Costanzo, AWO, has transitioned positions and is now the Executive Director of Puget Sound Pilots. Therefore, the OTSC requires a new Tug Industry Representative. The Board received a recommendation from Charlie on behalf of AWO to appoint Jeff Slesinger, Delphi Maritime, to the position. Jeff is a retired tugboat captain and considered a tug/tow subject matter expert. Captain Slesinger is also a member of the BPC's Trainee Evaluation Committee.
Motion: Kirtley/Anthony – appoint Jeff Slesinger, Delphi Maritime, to the OTSC as the Tug Industry Representative – Carried.
- The approved minutes from the August meeting were provided to the Board.

Pilot's Report of Marine Safety Occurrence: TIWAI POINT, 09/14/2021

Duwamish River toward Glacier Cement Seattle, WA	Multiple fishing nets moored in the river blocking the channel. Calls for net removal were unanswered. Radical movements required to stay in channel due to draft.	<u>Motion:</u> Anthony/Drennen File as a Marine Safety Occurrence – Carried.
--	--	--

Vessel Exemptions:

Sailing Yacht *MY STAR* – 115', 136 gt, Cayman Islands registry, Captain Brent Daw.

Motion: Drennen/Anthony – concur with Vice Chair Kirtley's granting of an interim exemption with the following conditions imposed: Pilot Orientation with No Deception Pass or Locks – Carried.

Pilot/Trainee Physical Examination Reports.

Motion: Kirtley/Hamilton – approve the pilot physical examination reports for Captains J.E. Siddell, S.P. Bendixen, D.W. Melin, J.A. Hannuksela, J.C. Scragg, E.P. Ninburg, B.R. Jensen, R.A. Myers, P.S. Kelly, S.E. Moreno, M.N. Hannuksela, and T.D. Coryell for their annual pilot license renewals – Carried with an abstention from Commissioner Bendixen.

Motion: Kirtley/Hamilton – approve the annual pilot physical examination report for Captain M.L. Anthony – Carried with an abstention from Commissioner Anthony.

Motion: Anthony/Bendixen – approve the annual trainee physical examination reports for Captains E.T. Michael and P.P. Mann – Carried.

Consideration of 2022 Board Meeting Schedule. BPC staff provided three options for the 2022 meeting schedule. The options included moving the meetings to Tuesdays to accommodate PSP during cruise season and keep the meeting on the same day for the entire year, a hybrid of Tuesday and Thursday meetings, similar to 2021, or just Thursdays with no accommodation for cruise season. Jolene Hamel will provide a poll to the Board and present the most popular choice for Board consideration. The Board will take action on the 2022 meeting schedule at the November 18 meeting.

ESHB 1578.

- Synopsis of Changing Vessel Traffic Trends – the Board will receive the draft report in electronic form on November 4 with hard copies following via mail. Jaimie Bever has provided an email and calendar invites to Board members with reminders for their review and comments deadline. Ecology will present the draft report at the November 18 meeting. Board member comments are due to Jaimie by end of business November 19. Jaimie will then provide the compiled comments to Ecology. The Board will review and approve the final report at the December 9 meeting and submit to the Legislature before December 31.
- Tug Escort Analysis Scope of Work – the Board will receive the draft scope as a part of the November meeting materials. Ecology will present the draft scope at the November 18 meeting with the Board taking action at the December 9 meeting.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- The JDC will plan for a meeting before the end of the year to work on the charter and membership for Board consideration.
- The Board engaged in a discussion regarding industry support for diversity, equity, and inclusion and broadening the pilotage pool. Jaimie Bever is a member of the Washington State Ferries' Diversity Advisory Group (DAG) and the DAG's Workforce Development Subcommittee and has been attending meetings regularly.

Pilot Safety Committee (PSC)

- Commissioner Drennen, PSC Co-Chair, reported that the PSC met yesterday. The agenda included updates from PSP regarding COVID-19, a review of rest rule exceptions, an update on the pilot ladder safety report form being developed by PSP and proposed pilot ladder safety bulletin for the Board to consider at the November 18 meeting.
- Most of the meeting was focused on extended transit time for bulkers out of Tacoma, which has been a topic at several previous PSC meetings. The committee looked at 2019-2020 data, which showed that nearly all bulkers departing Tacoma had a 12-to-17-hour assignment time, which in most cases exceeds fatigue management recommendations. The assignment time includes the pilot's preparation and transportation to the vessel and the vessel's transit time from the berth or anchorage out to the pilot station. Approximately two thirds of these jobs were night jobs. The committee reviewed data, discussed scenarios with agents and operators, and discussed PSP's proposed change to their operating rules to turn the night jobs into two-pilot jobs with the pilot change-out occurring in Seattle. PSP will be sending a letter to industry with a notification of the change. Chair Tonn added that the PSC will review the results of this change over the next six months. A short Q&A followed. Chair Tonn reiterated that this change was not something the Board will approve or disapprove. It is a PSP operational change.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar and reminded the Board that the November meeting will return to Thursday at 10:00 a.m. on November 18, 2021. Likewise, the December meeting is scheduled for Thursday December 9, 2021 at 10:00 a.m.

Chair Tonn asked for public comment. Tom Ehrlichman, Swinomish Indian Tribal Community, addressed the Board regarding the Tug Escort Analysis Scope of Work. He reiterated that Ecology will be presenting another draft of what the OTSC originally reviewed, which was responsive to the feedback received from the OTSC. He added that the OTSC will have another chance to review that draft prior to Board approval. Chair Tonn thanked him for his comment. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 2:30 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Mike Ross

Commissioner Sandy Bendixen

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Nhi Irwin

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
September 28, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 12:00 p.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), Sandy Bendixen (Pilot), Mike Anthony (Pilot), Nhi Irwin (Ecology), Timothy J. Farrell (Public), Michael Ross (Foreign Shipping), Andrew Drennen (U. S. Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson: Puget Sound Pilots

John Harris: Retired Puget Sound Pilot

Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Laird Hail and Nate Menafee: USCG

Vince Addington: General Steamship

Ann LaRue: Public

Monique Webber: Pacific Yacht Management

Michael Haglund: Public

Ryan & Megan Gartner – Puget Sound Pilot Licensure Candidate and Family

Tom Ehrlichman – Swinomish Indian Tribal Community

Before moving into the meeting agenda, Chair Tonn welcomed Captain Sandy Bendixen to the Board as a pilot representative for the Puget Sound Pilotage District. She thanked Captain Bendixen's predecessor, Captain John Scragg, for his many years of service to the Board and the State.

BPC Staff Report.

- Executive Director Jaimie Bever worked with DES and OFM to submit the BPC's 2022 Supplemental Budget.
- Program Analyst Bettina Maki, who maintains the state's Enterprise Risk Management (ERM) risk register database for the BPC, has submitted updates required by September 1, 2021. The updates were the results of brainstorming and collaboration from the BPC's committees. Going forward, the committees will discuss ERM on a quarterly basis.
- Bettina will provide the Board with 3rd quarter data at the next meeting.

BPC Chair Report.

- Women Offshore' annual conference will be held remotely on November 5 and November 12. The BPC is a sponsor of this year's conference. Board members are encouraged to attend.
- Chair Tonn and Jaimie Bever met with Tom Griffiths, Executive Director of the Oregon Board of Maritime Pilots, on September 14. They had an excellent meeting on cross-border and other piloting issues.

COVID-19 Updates. Jaimie Bever has received the vaccine status for all BPC staff and Board members and has relayed that information accordingly to various state agencies, as required. Jaimie also had a meeting with the Deputy Director of the Pacific Pilotage Authority to learn about how Canada has been handling exposures. A short Q&A with Board members followed. In response to continued COVID-19 concerns, the BPC issued two letters with the input of Dr. Ann Jarris, of Discovery Health MD. One letter was to all shippers, and the other was specific to cruise ships. Chair Tonn thanked PSP President Ivan Carlson and PMSA Vice President Mike Moore for their help in distributing the notices, and Dr. Jarris for her assistance in preparing the notices.

Due to ongoing COVID-19 concerns, Crowley has restricted pilot trainees from accessing all vessels from Crowley Petroleum Assets. The BPC and TEC are engaged in ongoing discussions with Crowley to help minimize the impact of this restriction.

Activity Reports. Mike Folkers representing the Port of Grays Harbor (PGH), Laird Hail representing the United States Coast Guard (USCG), Captain Ivan Carlson representing Puget Sound Pilots (PSP), and

Mike Moore representing Pacific Merchant Shipping Association (PMSA) offered current and projected statistical data as well as updates on current maritime issues and activities.

PSP President Ivan Carlson announced that Charlie Costanzo, AWO, has been hired as PSP's new Executive Director. October 16 is his first day. Chair Tonn welcomed Charlie.

NEW BUSINESS

Meeting Minutes.

Motion: Farrell/Kirtley – approve the August 17, 2021 Meeting Minutes with a correction brought forward from Commissioner Bendixen regarding the update given on first-class pilot federal requirement issues. Rather than saying the work group has resumed, she reported that she is hopeful that the work group will be reestablished. – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Consideration of Licensure of PSPD Pilot Candidate: Ryan Gartner.** On behalf of the Trainee Evaluation Committee (TEC), Commissioner Bendixen stated that Captain Ryan Gartner has successfully completed all sections of his Training Program Agreement including successful Portable Piloting Unit (PPU) training and completion of his federal licensing requirements. Commissioner Bendixen added that Captain Gartner has proven to be consistent, safe, and able to pilot independently. The Board has received his TPTR Summary and all training comments.
Motion: Bendixen/Anthony – issue Captain Ryan Gartner state pilot license number 215 for the Puget Sound Pilotage District – Carried
- Due to the retirement of Captain John Scragg from the Board and as Chair of the TEC, Commissioner Farrell nominated Commissioner Bendixen as Chair of the TEC and Commissioner Anthony as Vice-Chair.
Motion: Farrell/Hamilton – approve Commissioner Bendixen as Chair and Commissioner Anthony as Vice-Chair of the TEC – Carried
- **Approval of Pilot License Upgrade Program: Captains Grieser, Bozina & Knutsen.** Captain Grieser is nearing completion of his third license year, Captain Bozina his second license year and Captain Knutsen his first license year. All three upgrade program letters have been updated to reflect the new license levels.
Motion: Bendixen/Anthony – approve the pilot license upgrade program for Captains Grieser, Bozina and Knutsen as proposed – Carried.
- **Consideration of Emergency Rule WAC 363-116-078 due to COVID-19.** The TEC agreed to recommend continuing the Emergency Rule, which allows for a gradual return to the pre-pandemic normalcy with 12 trips required each month for stipend.
Motion: Bendixen/Anthony – approve the Emergency Rule WAC 363-116-078 as drafted – Carried.
- Captain Nick Moore is ready for PPU training, as he intends to complete his program and be ready for consideration of licensure in the next month or two.
Motion: Bendixen/Anthony – Approve the PPU training for Captain Moore and provide additional one-time stipend for the training up to \$2,400 – Carried.
- The TEC met yesterday and reviewed all the training programs and comments. With the licensure of Captain Gartner, there are currently 9 trainees in Puget Sound, and none in Grays Harbor. One trainee is close to licensure. Three are in evaluation, five in training and one in the observation phase.
- Regarding the Grays Harbor candidate invitations, an invitation was issued earlier this month and the TEC received a request to extend the decision date until November 1 due to the work schedule of the candidate, who is currently at sea. He is planning a trip to Grays Harbor once off the vessel. The TEC approved his request.

Upon arrival at Pilot Station heading to PA Anchorage	Engine issue, used tug to take vessel to anchor. VTS allowed vessel to anchor in PA anchorage and discuss further action.	<u>Motion:</u> Farrell/Drennen File as a Marine Safety Occurrence – Carried.
---	---	---

Pilot's Report of Marine Safety Occurrence: MANOA, 08/20/2021

Tacoma, Approaching Sitcum Waterway	Radio communication lost with Brynn Foss (tug). Finally able to get second tug to communicate with Brynn via cellphone and was able to land ship safely.	<u>Motion:</u> Farrell/Bendixen File as a Marine Safety Occurrence – Carried.
-------------------------------------	--	--

Pilot's Report of Marine Safety Occurrence: AAL GENOA, 09/02/2021

Outbound in TSS between 'SE' and PA Port Dock	Gyro compass issue, was able to arrive at destination using magnetic compass, PPU, and visual piloting.	<u>Motion:</u> Bendixen/Ross File as a Marine Safety Occurrence – Carried.
---	---	---

Pilot's Report of Marine Safety Occurrence: IRENES ROSE, 09/07/2021

Underway in Elliott Bay	Fuel leak in the fuel piping from number 5 fuel pump to the main engine. Tug escort ordered and VTS approved anchorage assignment in Smith Cove West.	<u>Motion:</u> Ross/Bendixen File as a Marine Safety Occurrence – Carried.
-------------------------	---	---

Pilot's Report of Marine Safety Occurrence: MOL EMISSARY, 09/12/2021

Underway in South Elliott Bay/East Waterway	Fishing nets impeding traffic in waterway resulted in repeated calls to Muckleshoot Tribal Fishing Coordinator and excessive maneuvering around nets	<u>Motion:</u> Anthony/Drennen File as a Marine Safety Occurrence – Carried.
---	--	---

Pilot's Report of Marine Safety Occurrence: M.V. TONSBURG, 09/12/2021

Underway in the Blair Waterway	Leaking cylinder issue. Engine stopped for repair and completed with approval from VTS. Continued outbound transit to sea without further issue.	<u>Motion:</u> Farrell/Anthony File as a Marine Safety Occurrence – Carried.
--------------------------------	--	---

Pilot's Report of Marine Safety Occurrence: CONTI CORDOBA, 09/12/2021

Underway in the East Waterway	Fishing nets impeding traffic in waterway.	<u>Motion:</u> Anthony/Farrell File as a Marine Safety Occurrence – Carried.
-------------------------------	--	---

Vessel Exemptions:

Motor Yacht EVVIVA– 164', 492gt, Cayman Islands registry, Captain Gies.

Motion: Farrell/Drennen – concur with Chair Tonn's granting of an interim exemption with the following conditions imposed: No Deception Pass or Locks – Carried.

Sailing Yacht LEONARA – 90', 68gt, Marshall Islands registry, Captain Spencer.

Motion: Farrell/Kirtley – concur with Chair Tonn's granting of an interim exemption with the following conditions imposed: No Deception Pass or Locks – Carried.

Motor Yacht CARTE BLANCHE – 161', 499gt, Cayman Islands registry, Captain Crosby.

Motion: Bendixen/Ross – concur with Chair Tonn's granting of an interim exemption with the following conditions imposed: Must have pilot orientation cruise – Carried.

Sailing Yacht CATALINA – 145', 275gt, British Virgin Islands registry, Captain Whitney.

Motion: Kirtley/Anthony – concur with Chair Tonn's granting of an interim exemption with the following conditions imposed: No Deception Pass or Locks and must have pilot orientation cruise – Carried.

Motor Yacht ICE BEAR – 175', 672gt, Cayman Islands registry, Captains Hayes & Berndt.

Motion: Anthony/Bendixen – concur with Chair Tonn's granting of an interim exemption with no conditions imposed – Carried.

Motor Yacht ZENITH – 133', 470gt, Cayman Islands registry, Captain Steenbhom.

Motion: Anthony/Bendixen – grant an annual exemption with no conditions imposed – Carried.

Pilot/Trainee Physical Examination Reports.

Motion: Farrell/Bendixen – approve the physicians reports for Captains I. J. Carlson, K. C. Kridler, D. B. Soriano, E. M. vonBrandenfels, B. E. Lowe, J. L. Carstensen, and J. R. Semler for their annual pilot license renewals – Carried.

Motion: Farrell/Anthony – approve the physician report for Captain R. M. Gartner for his pre-licensing physical – Carried.

Committee Membership. The Board reviewed several changes and proposed updates to the BPC Committee Roster:

- BPC/PSP Joint Diversity Committee (JDC) – the committee is working on a charter and membership positions for future Board consideration.
- Commission Investigative Committee (CIC) – Commissioner Anthony nominated Commissioner Drennen for the BPC industry representative for this committee. Commissioner Drennen accepted.

Motion: Anthony/Farrell – appoint Andrew Drennen to the CIC and affirm current membership – Carried.

- Oil Transportation Safety Committee (OTSC) – the committee will be looking for a new tug industry representative now that Charlie Costanzo, AWO, is moving to Puget Sound Pilots. They are also seeking additional Tribal representatives to join the Swinomish Indian Tribal Community already on the OTSC.
 - Pilot Safety Committee (PSC) – the committee is seeking a Co-Chair. Commissioner Drennen offered to take this position. Commissioner Ross also expressed interest in this committee.
- Motion: Farrell/Kirtley – appoint Andrew Drennen as Co-Chair, Scott Anacker as PSP Alternate and Mike Ross as industry alternate – Carried.

- Vessel Exemption Committee (VEC) – Commissioner Bendixen recommended Commissioners Ross and Hamilton for the BPC positions on the committee and Commissioner Anthony for the Chair position. Commissioner Farrell volunteered as well for either a member or Chair. Commissioner Ross volunteered as a member. Commissioner Irwin is already listed as a representative.

- The Board discussed adding another position to the VEC to represent operational experience.

Motion: Anthony/Drennen – amend the VEC charter to add a position for a large yacht (130-200FT) captain with experience in local waters – Carried.

Motion: Bendixen/Drennen – approve proposed roster for committee membership – Carried.

Rulemaking: WAC 363-116-301 New Revenue Collection. The 21-23 Transportation Budget Bill (SB 5165), signed by Governor Inslee, enacted specific provisions under which the BPC must obtain revenue from Puget Sound Pilots and the shipping industry to make payments toward self-insurance liability premium expenditures. Jaimie Bever reported the need to amend WAC 363-116-301 New Revenue Collection to update the rule with SB 5165 conditions and directives. The Board will consider a CR102 for filing and setting a hearing date at the November Board meeting.

ESHB 1578.

- **Synopsis of Changing Vessel Traffic Trends – August 2021 Data.** The Board reviewed the August data, which represent the final month of data collection. Commissioners Kirtley requested that the report include the totals and also a presentation on proportions, so as not to see just the absolute number of transits but also percentages along with visual representations such as charts. Commissioner Farrell concurred. Chair Tonn confirmed that was the intended approach. However, she added there was concern about percentage representations potentially misleading the data.
- **Presentation for the Board – Overview of ESHB 1578.** Jaimie Bever presented an overview of ESHB 1578 to help inform and remind Board members of the BPC deliverables and the upcoming timeline. These slides are available on the BPC website under the meeting materials. Jaimie will send calendar invites to Board members to provide reminders regarding upcoming deadlines.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- The JDC will plan for a meeting before the end of the year and work on the charter for Board consideration.

Oil Transportation Safety Committee (OTSC)

- The OTSC will meet on October 18 from 10-12.
- The Board received the OTSC approved minutes from the June 3 meeting.

Pilot Safety Committee (PSC)

- The PSC will meet again on October 25 from 1-3.
- The Board received the PSC approved minutes from the July 28 meeting

Vessel Exemption Committee (VEC)

- The VEC will set up the first meeting.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar and asked the Board to think about the 2022 calendar for upcoming Board meetings.

Chair Tonn asked for public comment and received none. There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 3:05 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Mike Ross

Commissioner Sandy Bendixen

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Nhi Irwin

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
November 18, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 10:00 a.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), Sandy Bendixen (Pilot), Mike Anthony (Pilot), Nhi Irwin (Ecology), Timothy J. Farrell (Public), Michael Ross (Foreign Shipping), Andrew Drennen (U.S. Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Eric vonBrandenfels, Charlie Costanzo, Travis McGrath: Puget Sound Pilots

Mike Folkers: Port of Grays Harbor

Mike Moore and Jordan Royer: Pacific Merchant Shipping Association

Laird Hail and Nate Menafee: USCG

Vince Addington: General Steamship

Brian Kirk, Lori Crews, Alex Hess: Department of Ecology

Michael Haglund: Public

Monique Webber: Pacific Yacht Management

Nick Moore: PSP Licensure Candidate

BPC Staff Report.

- BPC Executive Director Jaimie Bever attended the Pacific States/British Columbia Oil Spill Task Force Annual Meeting yesterday. The presenters included Carlos Clements, who replaced Dale Jensen as the Spills Program Manager for the Department of Ecology, who gave an update on Ecology's jurisdictional work and Commissioner Nhi Irwin, who spoke on the impacts of climate change on Ecology's work.
- The annual Joint Puget Sound Harbor Safety Committee (PSHSC) and PACMAR meeting was scheduled for December 7, however due to flooding emergencies in Canada the meeting has been postponed. The PSHSC will be meeting December 7 for a regular meeting.
- BPC Program Analyst Bettina Maki is working on creating at-a-glance dashboards for various agency programs as well as a flow chart for ESHB 1578 deliverables and considerations. Those will be coming soon.
- Jaimie reported that Bettina celebrated her 2nd anniversary with the BPC on November 1. Bettina has spent the bulk of her time with the BPC in a virtual work environment. BPC staff and Commissioners expressed their appreciation of how she has been able to learn and thrive during the past two years. Chair Tonn thanked Bettina for making data so much more accessible.

BPC Chair Report.

- Chair Tonn reported on the Women Offshore's Fourth Annual Conference, which occurred on November 5 and 12. Between BPC and PSP, there were six Washington pilotage representatives. Washington pilotage had the most attendees of all the pilotage districts at the conference. Chair Tonn went on to report that it was an excellent conference and the online platform used for the conference provided opportunities for meaningful small group discussions. Commissioners Kirtley and Bendixen as well as Captain Eric vonBrandenfels commented on the conference also, stating that the content was very inspiring, and they were pleased that the virtual option allowed for many mariners at sea to be in attendance. Captain Bendixen also gave a shout out to the many men who attended, including Captains vonBrandenfels and Bozina from PSP.

Activity Reports. Laird Hail representing the United States Coast Guard (USCG), Mike Folkers representing the Port of Grays Harbor (PGH), Captain Eric vonBrandenfels representing Puget Sound Pilots (PSP), and Mike Moore representing Pacific Merchant Shipping Association (PMSA) offered current and projected statistical data as well as updates on current maritime issues and activities.

Regarding changes to guidelines issued by PSP, Mike Moore, PMSA, commented that there should be more clarity whether a change is the result of an RCW or WAC change, a BPC decision, or a PSP decision, such as operating rules or guidelines, to avoid jurisdictional confusion.

NEW BUSINESS

Meeting Minutes.

Motion: Hamilton/Farrell – approve the October 26, 2021, Meeting Minutes – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Consideration of Licensure of PSPD Pilot Candidate: Nick Moore.** On behalf of the Trainee Evaluation Committee (TEC), Commissioner Bendixen stated that Captain Nick Moore has successfully completed all sections of his Training Program Agreement including successful Portable Piloting Unit (PPU) training and completion of his federal licensing requirements. Commissioner Bendixen added that Captain Moore has proven to be consistent, safe, and able to pilot independently. The Board has received his TPTR Summary and all training comments.
Motion: Bendixen/Farrell – issue Captain Nick Moore state pilot license number 216 for the Puget Sound Pilotage District – Carried
- **Approval of Pilot License Upgrade Program: Captain McGrath.** Captain McGrath is nearing completion of his third license year and his upgrade program letter has been updated to reflect the new license levels.
Motion: Bendixen/Anthony – approve the pilot license upgrade program for Captain McGrath as proposed – Carried.
- **Approval of Pilot Training Program Agreements & Requirements.** Captain Bendixen reported that the TEC has reviewed the updated training program agreements over the last couple of months and are happy with the updates made for the 2021 exam class.
Motion: Bendixen/Anthony – approve the training program agreement and requirements as proposed – Carried.
- The BPC, PSP, and USCG are continuing communications regarding federal pilotage in Puget Sound (PS). Captain Bendixen thanked the Waterways Sector for their help in all the work to date. Jaimie Bever acknowledged Captain Bendixen and Captain Scott Coleman for their tremendous effort on this critical project.
- The TEC met yesterday and reviewed all the training programs and comments. Two trainees transitioned from the Training Phase to the Evaluation Phase. One trainee transitioned from the Observation Phase to the Training Phase. With the licensure of Captain Moore, there are now eight trainees in the PS program and zero in Grays Harbor (GH). Five trainees are in the Evaluation Phase, three are in the Training Phase, and none in the Observation Phase.
- One of the candidates from the 2021 Exam Waiting List has received an offer for the GH training program, and has been granted an extension until January 4, 2022, primarily due to the limited traffic in Grays Harbor while Terminal 2 is under repairs. The candidate has visited GH and met with the Port and Captain D'Angelo.
- **Approval to Issue Invitations for Puget Sound.** Captain Bendixen stated the TEC reviewed progress of the current pilot trainees and projected pilot retirements over the next couple of years in the Puget Sound Pilotage District. The TEC recommends inviting the next two candidates to begin training on February 1, 2022.
Motion: Bendixen/Anthony– invite the next two candidates to begin training in the Puget Sound Pilotage District on February 1, 2022 – Carried

Pilot Safety Committee (PSC)

- **Pilot Ladder Safety Bulletin.** Commissioner Drennen, PSC Co-Chair, reported that the PSC has worked on and reviewed the draft Pilot Ladder Safety Bulletin over the last couple of months and would like to release it out to the maritime community. He also thanked Captain Scott Anacker, PSP, for his help with the bulletin.
Motion: Drennen/Hamilton – approve the Pilot Ladder Safety Bulletin as proposed – Carried.
- Commissioner Drennen also reported that the PSC has not met since the last Board meeting, however the approved meeting minutes from the August PSC meeting were provided to the Board in the meeting materials. The next meeting will occur in January 2022.

ESHB 1578 Presentation and Q&A – Draft Synopsis of Changing Vessel Traffic Trends. Brian Kirk, Department of Ecology Spills Program Prevention Section Manager, introduced the Synopsis, which answers questions about the changes Ecology saw after the tug escort requirement in Rosario Strait and connected waterways east took effect, as directed by the Legislature. He also introduced Lori Crews, a highly experienced vessel inspector with Ecology, who led the effort to prepare the report. He praised

Lori's meticulous and manual data collection, and analysis using Ecology's Advanced Notice of Transfers (ANT) system and AIS to compile the information found in the report. Lori then presented the report to the Board. The slides from the presentation can be found on the BPC website at www.pilotage.wa.gov. A Q&A session followed the presentation. The deadline for Board member comments is by end of business tomorrow, November 19. The Board will review and approve the final report at the December 9 meeting and submit to the Legislature before December 31.

ESHB 1578 Presentation and Q&A – Draft Tug Escort Analysis Scope of Work. Brian Kirk then introduced Alex Hess, Spills Program Project Manager. Alex presented the Board with the Tug Escort Analysis Scope of Work via a slide presentation, which can be found on the BPC website at www.pilotage.wa.gov. He presented the draft scope with the modifications that came from the BPC Oil Transportation Safety Committee as well as public comment period in September. A Q&A session followed the presentation. The Board will take action on the scope of work at the December 9 meeting.

Pilot's Report of Marine Safety Occurrence: LILA MUMBAI, 10/20/2021

South of 'S' Buoy in inbound traffic lane	Steering issue, exacerbated by communication barrier. VTS ultimately instructed vessel to return to PA to anchor and they did so with tug escort.	<u>Motion:</u> Bendixen/Kirtley File as a Marine Safety Occurrence – Carried.
---	---	---

Pilot/Trainee Physical Examination Reports.

Motion: Hamilton/Drennen – approve the pilot physical examination report for Captain J.T. Galvin for his annual pilot license renewal – Carried.

Motion: Farrell/Kirtley – approve the pre-licensing pilot physical examination report for Captain N.K. Moore – Carried.

Motion: Drennen/Farrell – approve the annual trainee physical examination report for Captain M.P. Bostick – Carried.

Rulemaking: WAC 363-116-301 New Revenue Collection. At the October meeting, Jaimie Bever reported the need to amend WAC 363-116-301 New Revenue Collection to update the rule with SB 5165 conditions and directives. This is the next step to authorize a CR102 for filing and setting the hearing date for the January Board meeting.

Motion: Farrell/Irwin – authorize the CR102 filing for the amendment to WAC 363-116-301 as proposed – Carried.

Consideration of 2022 Board Meeting Schedule. BPC Training Program Coordinator Jolene Hamel provided the Board with a poll with three options for the 2022 meeting schedule and presented a finalized draft with the most supported scheduled. The option that had the most support was for keeping Thursdays at 10am all year except June, July, and August, where the Board will move the meetings to Tuesdays at noon to accommodate PSP during cruise season.

Motion: Farrell/Hamilton – approve the draft 2022 Board Meeting Schedule as proposed – Carried.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- The JDC is planning for a meeting soon to work on the charter and membership for Board consideration.
- Jaimie Bever attended the most recent meeting of the Washington State Ferries' Diversity Advisory Group (DAG) and the DAG's Workforce Development Subcommittee. The DAG has put forth to the WSF executive leadership a recommendation to discontinue certain maritime terms that may be found to have a derogatory nature. They will also be discussing the recommendation with the USCG for potential uniformity in terms. This topic has come up previously when Holland America Group made some of these changes. The JDC will review the recommendations and discuss further.

Vessel Exemption Committee (VEC)

- The VEC met again last week. The focus of the meeting was to prioritize the goals captured from the first meeting and work on compiling action items.
- The Large Recreational Vessel (130-200 FT) Captain position, Captain Charlie Johnson, attended his first meeting and had good input and feedback.

- The committee is still seeking a Small Recreational Boating Representative and hoping to have a candidate to put forward at the December Board meeting. Captain Bendixen has submitted a list of recommendations.
- The approved meeting minutes from the October meeting were provided to the Board.

Oil Transportation Safety Committee (OTSC)

- The committee is planning for the next meeting in January.
- The approved minutes from the October meeting were provided to the Board.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar and reminded the Board that the December meeting is scheduled for Thursday December 9, 2021, at 10:00 a.m.

Chair Tonn asked for public comment. Monique Webber of Pacific Yacht Management asked what the Board meeting options would look like once COVID restrictions lift on the building. Jaimie responded that facility limitations were unknown but that the Board would continue to offer virtual options as able.

There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 2:05 p.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Mike Ross

Commissioner Sandy Bendixen

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Nhi Irwin

MEETING MINUTES
STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS
December 9, 2021

Regular Meeting – Call to Order

The regular meeting was called to order at 10:00 a.m. by Chair Sheri Tonn via Microsoft Teams.

Present via Microsoft Teams:

Chair: Sheri Tonn

Vice Chair: Eleanor Kirtley (Marine Environment)

Commissioners: Jason R. Hamilton (Public), Sandy Bendixen (Pilot), Mike Anthony (Pilot), Nhi Irwin (Ecology), Timothy J. Farrell (Public), Michael Ross (Foreign Shipping), Andrew Drennen (U.S. Shipping)

Administration: Jaimie Bever, Bettina Maki, Jolene Hamel

Assistant Attorney General: Albert Wang

Ivan Carlson, Charlie Costanzo, Joe Semler: Puget Sound Pilots

Mike Folkers: Port of Grays Harbor

Jordan Royer: Pacific Merchant Shipping Association

Laird Hail: USCG

Lou Paulsen: The Northwest Seaport Alliance

Brian Kirk and Alex Hess: Department of Ecology

Monique Webber: Pacific Yacht Management

Joseph Williams: Swinomish Indian Tribal Community

Jeff Slesinger: Delphi Maritime

Ann LaRue: Public

BPC Staff Report.

- BPC Executive Director Jaimie Bever highlighted the feature regarding women in Washington's maritime industry in the 5 December 2021 edition of The Seattle Times.
- Two of three BPC staff have received COVID-19 vaccine boosters. Staff will be 100% boosted by the end of the year.

BPC Chair Report.

- Chair Tonn mentioned a trip to Grays Harbor since the last Board meeting, which will be reported on in the TEC section of the agenda.
- She wished everyone a happy holiday season.

Activity Reports. Lou Paulsen representing the Northwest Seaport Alliance (NWSA), Jordan Royer representing Pacific Merchant Shipping Association (PMSA), Captain Ivan Carlson representing Puget Sound Pilots (PSP), Laird Hail representing the United States Coast Guard (USCG), and Mike Folkers representing the Port of Grays Harbor (PGH) offered current and projected statistical data as well as updates on current maritime issues and activities.

NEW BUSINESS

Meeting Minutes.

Motion: Hamilton/Kirtley – approve the November 18, 2021, Meeting Minutes – Carried.

Committee Actions.

Trainee Evaluation Committee (TEC)

- **Pilot License Upgrade Programs: Captains Miller and Velarde.** Captain Miller and Captain Velarde are nearing completion of their second license years.
Motion: Bendixen/Anthony – approve the pilot license upgrade programs for Captains Miller and Velarde as recommended by the TEC – Carried
- **PPU Training: Captain Stewart.** Captain Bendixen reported that Captain Stewart is nearing the end of his training program and is ready to attend PPU training.
Motion: Bendixen/Anthony – approve PPU training for Captain Stewart and provide a one-time stipend increase up to \$2,400 for the cost of the course – Carried.
- The TEC met yesterday and reviewed all the training programs and comments. There are eight trainees in the PS program and none in Grays Harbor (GH). Even with the emergency rule in place regarding COVID-19, trainees are progressing through the training program and have been able to meet the minimum training requirements, with the majority exceeding those requirements. In PS, two candidates invited to train have accepted with a start date of 1 February 2022. One

candidate invited to train in GH has until 4 January 2022 to make his decision. Four trainees are in the Evaluation Phase, four are in the Training Phase, and none in the Observation Phase.

- The Port of Grays Harbor hosted an in-person meeting on 30 November 2021. In attendance from the BPC were Chair Tonn, Commissioner Bendixen, Commissioner Anthony, and Executive Director Bever. Gary Nelson, Mike Folkers, and Leonard Barnes attended on behalf of the Port. The purpose of the meeting was to discuss steps forward in the GH training program. Since the Port is Board-authorized for three pilots, it was agreed to invite a second trainee into the program with a staggered start date to meet the unique training environment of GH. The TEC is currently awaiting a decision from both candidates. In the meantime, the TEC is working on the GH training program, which will be presented to the Board at the 20 January 2022 meeting for review and approval.
- Regarding COVID-19, trainees continue to fill out the BPC pilot declaration of health form, and the number of trainees onboard is still limited to two per vessel.
- Recently, PSP President Captain Ivan Carlson renegotiated a long-time standing observation opportunity with the BC Coast Pilots for trainees in the waters of Haro Strait and Boundary Pass, which has been suspended since the start of COVID. The trainees are actively taking advantage of this opportunity, which helps expedite requirements for federal pilotage.
- President Carlson and PSP Executive Director Charlie Costanzo held discussions with both Crowley and Foss regarding tug observation opportunities for the trainees. Foss has offered to continue assisting with the training program by allowing trainees to observe on their ship-assist vessels while following COVID protocols. Crowley has suspended their participation on both ship-assist vessels and ATBs.
- Commissioner Farrell acknowledged Commissioner Bendixen for her exceptional work as and transition to Chair of the TEC.

ESHB 1578 Synopsis of Changing Vessel Traffic Trends. ESHB 1578 directs the Board of Pilotage Commissioners (BPC) to develop rules for tug escorts in Puget Sound for oil-laden vessels by December 31, 2025. Specifically, section 3(1)(d)(2) requires the BPC to submit to the Legislature by December 31, 2021, a Synopsis of Changing Vessel Traffic Trends to assess the effects on vessel traffic of the September 1, 2020, tug escort requirement on laden oil tankers between 5,000 and 40,000 deadweight tons, as well as articulated tug barges (ATBs) and towed waterborne vessels or barges greater than 5,000 deadweight tons in Rosario Strait and connected waterways east. The Board received the final report and a summary of the changes, put together by Lori Crews, Ecology, from the draft previously reviewed. Brian Kirk, Ecology, pointed out changes to the Executive Summary to clarify the main points Ecology was trying to convey. Commissioner Kirtley shared appreciation to Ecology for the heavy lift of putting together the report and incorporating BPC and public comments. BPC staff will submit the report to the Legislature by 31 December 2021.

Motion: Kirtley/Drennen – approve the final Synopsis of Changing Vessel Traffic Trends as presented by the Department of Ecology – Carried with one abstention from Commissioner Irwin.

ESHB 1578 Tug Escort Analysis Scope of Work. The Board received and reviewed the final Tug Escort Analysis Scope of Work. Upon Board inquiry, Alex Hess, Ecology, reported that the summary of the tug escort study commissioned by the Western States Petroleum Association (WSPA), conducted at MITAGS-West, and prepared by Jeff Slesinger, Delphi Maritime, could be included as reference material for the risk model and considered during the rulemaking process. However, the full report is proprietary and has not been shared by WSPA.

Motion: Farrell/Anthony – approve the final scope of work as proposed by Ecology – Carried with one abstention from Commissioner Irwin.

Executive Director Bever provided information, both written and visual, to the Board regarding bill-specified BPC considerations for rulemaking and asked the Board for input. She also reported that she will be meeting with Ecology in January to discuss each agency's rulemaking process to prepare for rulemaking collaboration. Chair Tonn and Executive Director Bever continue to meet with Ecology on a regular basis.

Underway from Manchester to Pilot Station	During night transit a fishing vessel began to cross in front of the piloted vessel. Pilot and VTS attempted contact but were unable to reach the vessel operator. Pilot maneuvered the vessel to clear the fishing vessel with no further issue reported.	<u>Motion:</u> Farrell/Anthony File as a Marine Safety Occurrence – Carried.
---	--	--

Pilot’s Report of Marine Safety Occurrence: *DULCE DIVA*, 11/27/2021

Underway from PA to Everett anchorage	Encountered inoperable brake on starboard anchor winch while trying to anchor in heavy wind. With VTS approval, vessel transited to Manchester and proceeded to anchor safely using port anchor.	<u>Motion:</u> Farrell/Hamilton File as a Marine Safety Occurrence – Carried.
---------------------------------------	--	---

Pilot/Trainee Physical Examination Reports.

Motion: Farrell/Bendixen – approve the pilot physical examination report for Captains N.K. McGourty, G.P. Thoreson, and A.J. Newman for their annual pilot license renewals – Carried.

Committee Updates.

BPC/PSP Joint Diversity Committee (JDC)

- The Board received a conference recap from Women Offshore’s Fourth Annual Conference.

Oil Transportation Safety Committee (OTSC)

- The committee will schedule the next meeting in the new year.

Vessel Exemption Committee (VEC)

- The VEC is meeting next week.

Pilot Safety Committee (PSC)

- The next meeting is scheduled for 4 January 2022.

Confirmation of Next Regular Meeting Dates. Chair Tonn reviewed the calendar and reminded the Board that the January meeting is scheduled for Thursday January 20, 2022, at 10:00 a.m.

Chair Tonn asked for public comment. There was none.

There being no further public business to come before the Board, Chair Tonn adjourned the meeting at 11:15 a.m.

Respectfully submitted,

Jaimie C. Bever, Executive Director

Sheri J. Tonn, Chair

Eleanor Kirtley, Vice Chair

Commissioner Timothy J. Farrell

Commissioner Andrew Drennen

Commissioner Mike Ross

Commissioner Sandy Bendixen

Commissioner Michael Anthony

Commissioner Jason R. Hamilton

Commissioner Nhi Irwin