

No. 2001-11

AN ACT

SB 635

Amending the act of March 29, 1803 (P.L.542, No.156), entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned," further providing for pilots.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Sections 17(a) and 18(b) of the act of March 29, 1803 (P.L.542, No.156), entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned," amended June 23, 1993 (P.L.114, No.27), are amended to read:

Section 17. (a) Every person not now a licensed pilot, and who desires to exercise the profession of pilot in the Delaware Bay and River, shall apply to the Navigation Commission for the Delaware River and its navigable tributaries for a license to entitle the person to follow that occupation; and it shall be the duty of the Navigation Commission to call to their assistance as many pilots of the first class as they may see fit, not less than three in number, to examine every person so applying, as to the person's fitness in all respects to perform the duties of a pilot, and to grant licenses to all such as they deem qualified, according to their respective abilities: *Those of the first class, to persons capable of piloting vessels of any practicable draught of water; those of the second class, to persons capable of piloting vessels drawing forty-five feet of water, or under; those of the third class, to persons capable of piloting vessels drawing forty feet of water, or under; those of the fourth class, to persons capable of piloting vessels drawing thirty-five feet of water, or under; those of the fifth class, to persons capable of piloting vessels drawing [thirty] ~~thirty-two~~ feet of water or under; and those of the sixth class, to persons capable of piloting vessels drawing [twenty-five] ~~twenty-seven~~ feet of water or under; which licenses shall be in force for one year from the date thereof, and until the pilots, respectively, shall next after the expiration of the year, arrive with any vessel at the Port of Philadelphia, and no longer; but every pilot delivering up the person's license shall be entitled to receive a new one in lieu thereof, giving like security as hereinafter directed, unless it shall appear to the Navigation Commission that the person applying is disqualified from exercising the duties of a pilot; and if any person shall in any manner exercise or attempt to exercise the profession of a pilot, except in vessels under one hundred tons burden, in the Delaware Bay or River without license duly granted, or at any time after the person's license shall have expired, the person shall be liable for a civil penalty in an amount up to*

twice the amount of pilotage, as calculated under existing law, and shall also be guilty of a misdemeanor, and, upon conviction thereof, shall be imprisoned for not less than one month nor more than one year, and be fined a sum not exceeding two hundred dollars, at the discretion of the court.

* * *

Section 18. * * *

(b) According to the needs and dictates of commerce, the public interest and public safety, the Navigation Commission shall from time to time solicit applications for and make appointments of apprentice pilots. No person shall be appointed to be an apprentice who does not hold a baccalaureate degree from a recognized and duly certified college or university or a maritime academy operated by the United States or another state, or a United States Coast Guard-issued license to serve as third mate on all oceans aboard vessels of one thousand six hundred tons, or a higher class of license. The period of apprenticeship shall be four years, except for apprentices who, at the time of their appointment, hold a license issued by the United States Coast Guard to serve as third mate on all oceans aboard vessels of at least one thousand six hundred tons, whose apprenticeship need be no longer than three years. During the apprenticeship, all apprentices must make a total of at least five hundred trips over the route in vessels with **[first or second class pilots]** *pilots licensed by the Commonwealth of Pennsylvania or the State of Delaware who have experience in accordance with regulations promulgated by the Navigation Commission*, and it shall be the duty of every pilot who shall so bring up or take down an apprentice to **[make a report]** *maintain a record* of the trip as directed by the Navigation Commission.

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Section 2. This act shall take effect in 60 days.

APPROVED—The 17th day of May, A.D. 2001.

THOMAS J. RIDGE