

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 755 Session of
2007

INTRODUCED BY ERICKSON, TOMLINSON, RAFFERTY, PILEGGI, GREENLEAF,
WONDERLING AND STACK, APRIL 10, 2007

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
APRIL 10, 2007

AN ACT

1 Amending the act of May 11, 1889 (P.L.188, No.210), entitled "A
2 further supplement to an act, entitled 'An act to establish a
3 board of wardens for the Port of Philadelphia, and for the
4 regulation of pilots and pilotage, and for other purposes,'
5 approved March twenty-ninth, one thousand eight hundred and
6 three, and for regulating the rates of pilotage and number of
7 pilots," further providing for certain charges.

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

10 Section 1. Sections 3.1(b) and (c), 3.2(b) and (c) and 3.3
11 of the act of May 11, 1889 (P.L.188, No.210), entitled "A
12 further supplement to an act, entitled 'An act to establish a
13 board of wardens for the Port of Philadelphia, and for the
14 regulation of pilots and pilotage, and for other purposes,'
15 approved March twenty-ninth, one thousand eight hundred and
16 three, and for regulating the rates of pilotage and number of
17 pilots," amended June 28, 2004 (P.L.449, No.47), are amended to
18 read:

19 Section 3.1. For services rendered on and after January 1,
20 1990, retroactively, the rates of pilotage for conducting a

1 vessel from the Capes of the Delaware to a place on the Delaware
2 River or Bay no further upriver than the Delair Railroad Bridge
3 between Philadelphia, Pennsylvania, and Delair, New Jersey, or
4 from a place on the river Delaware no further upriver than the
5 Delair Railroad Bridge between Philadelphia, Pennsylvania, and
6 Delair, New Jersey, to the Capes of the Delaware, in either
7 case, shall be computed as follows:

8 * * *

9 (b) The charges per unit shall be as follows:

10 [(i) Effective January 1, 2004.....\$9.58 per unit
11 (ii) Effective January 1, 2005.....\$10.06 per unit
12 (iii) Effective January 1, 2006.....\$10.46 per unit
13 (iv) Effective January 1, 2007.....\$10.88 per unit]
14 (i) Effective January 1, 2007.....\$10.88 per unit
15 (ii) Effective January 1, 2008.....\$11.42 per unit
16 (iii) Effective January 1, 2009.....\$11.88 per unit
17 (iv) Effective January 1, 2010.....\$12.36 per unit

18 (c) There shall be a minimum charge of two hundred units and
19 a maximum unit charge as follows:

20 [(i) Effective January 1, 2004..... 1,200 units
21 (ii) Effective January 1, 2005..... 1,250 units
22 (iii) Effective January 1, 2006..... 1,300 units
23 (iv) Effective January 1, 2007..... 1,350 units]
24 (i) Effective January 1, 2007..... 1,350 units
25 (ii) Effective January 1, 2008..... 1,400 units
26 (iii) Effective January 1, 2009..... 1,400 units
27 (iv) Effective January 1, 2010..... 1,400 units

28 Section 3.2. That every ship or vessel bound
29 to the Delaware breakwater for orders shall be
30 obliged to receive a pilot, provided she is spoken

1 or a pilot offers his services, outside of a
2 straight line drawn from Cape Henlopen Light to
3 Cape May Light, and every ship or vessel bound to
4 the breakwater for orders shall pay pilotage fees
5 as follows: A sum equal to half the pilotage to
6 the Port of Philadelphia, and she shall be obliged
7 to take a pilot and pay the same pilotage fees
8 when outward bound, from the breakwater, and if
9 such ship or vessel, without discharging her
10 pilot, proceed to the Port of Philadelphia or any
11 other port or place on the bay or river Delaware,
12 only one full pilotage fee as fixed by section 3.1
13 of this act, for the entire service, in addition
14 to the fee for detention: Provided, however, That
15 if the pilot bringing such ship or vessel to the
16 breakwater be there discharged, and the ship or
17 vessel afterward proceed to Philadelphia or any
18 other port or place on the bay or river Delaware,
19 she shall make the usual signal for a pilot and
20 continue to make such signal till reaching
21 Brandywine Light, and if spoken by, or offered the
22 services of, a duly licensed Pennsylvania pilot
23 before reaching Brandywine Light, shall be obliged
24 to employ such pilot and pay him for services
25 rendered on and after the effective date of this
26 act, a charge computed as follows:

27 * * *

28 (b) The charges per unit shall be as follows:

- 29 [(i) Effective January 1, 2004.....\$9.58 per unit
30 (ii) Effective January 1, 2005.....\$10.06 per unit

1 (iii) Effective January 1, 2006.....\$10.46 per unit
 2 (iv) Effective January 1, 2007.....\$10.88 per unit]
 3 (i) Effective January 1, 2007.....\$10.88 per unit
 4 (ii) Effective January 1, 2008.....\$11.42 per unit
 5 (iii) Effective January 1, 2009.....\$11.88 per unit
 6 (iv) Effective January 1, 2010.....\$12.36 per unit

7 (c) There shall be a minimum charge of two
 8 hundred units and a maximum unit charge as
 9 follows:

10 [(i) Effective January 1, 2004.....	1,200 units
11 (ii) Effective January 1, 2005.....	1,250 units
12 (iii) Effective January 1, 2006.....	1,300 units
13 (iv) Effective January 1, 2007.....	1,350 units]
14 <u>(i) Effective January 1, 2007.....</u>	<u>1,350 units</u>
15 <u>(ii) Effective January 1, 2008.....</u>	<u>1,400 units</u>
16 <u>(iii) Effective January 1, 2009.....</u>	<u>1,400 units</u>
17 <u>(iv) Effective January 1, 2010.....</u>	<u>1,400 units</u>

18 Section 3.3. The following charges are hereby
 19 authorized for the services stated:

20 (1) Ship communication charge:
 21 Vessels transiting the Delaware River..... [\$150.00] \$200.00
 22 (2) Transporting vessels in the Delaware:
 23 Philadelphia (or other place) to Marcus Hook. [650.00] 750.00
 24 Philadelphia (or other place) below Marcus
 25 Hook..... [650.00] 750.00
 26 Philadelphia Harbor to Torresdale..... [650.00] 750.00
 27 Philadelphia Harbor to any place above
 28 Torresdale..... [850.00] 1,000.00

29 (3) Extra services:
 30 Swing ship to adjust magnetic compass..... 300.00

1 Swing ship to calibrate direction finder..... 300.00
 2 Vessels anchoring below Brown Shoal in excess
 3 of three hours awaiting flood tide for transiting
 4 river channel..... [350.00] 450.00
 5 Carried to/from Baltimore..... [300.00] 600.00
 6 Carried to/from Norfolk..... [600.00] 1,000.00
 7 Carried to/from New York..... [600.00] 1,000.00
 8 Vessels entering the Capes for anchorage at the Breakwater for
 9 other than tide shall pay one-half pilotage in and one-half
 10 pilotage out.
 11 (4) Chesapeake and Delaware Canal:
 12 Vessels transiting the Chesapeake and Delaware
 13 Canal:
 14 Vessels with a length overall of less than 650
 15 feet..... [800.00] 1,000.00
 16 Vessels with a length overall of 650 feet or
 17 more..... [1,000.00] 1,500.00
 18 (5) Cancellation of sailing orders:
 19 Cancellation charge..... [400.00] 600.00
 20 Any time a pilot is dispatched for sailing and the trip or
 21 movement is canceled, for reason other than weather, the vessel
 22 shall be subject to this charge, except when the Pilot Office is
 23 notified as follows:
 24 All piers north of Hog Island - 1 1/2 hours before sailing
 25 time.
 26 All piers north of Paulsboro - 2 hours before sailing time.
 27 All piers south of the above - 3 hours before sailing time.
 28 (6) Finance charge:
 29 A finance charge not to exceed one and one-half per centum
 30 per month or fraction thereof may be assessed against all

1 invoices outstanding more than thirty days after the billing
2 date, and the cost of attorney fees on any amount placed with an
3 attorney for collection may also be charged.

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