

(1) SUBJECT TO THE HEARING PROVISIONS OF § 11-410 OF THIS SUBTITLE, THE BOARD SHALL REVOKE THE LICENSE OF ANY PILOT WHO DOES NOT PROVIDE PILOTAGE FOR 1 YEAR.

(2) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, THE BOARD MAY NOT REVOKE A LICENSE UNDER THIS SUBSECTION IF THE FAILURE OF THE PILOT TO PROVIDE PILOTAGE WAS DUE TO:

(I) SICKNESS OF THE PILOT; OR

(II) ASSIGNMENT TO ADMINISTRATIVE DUTIES.

(C) REFUSAL TO AID VESSEL IN DISTRESS.

SUBJECT TO THE HEARING PROVISIONS OF § 11-410 OF THIS SUBTITLE, THE BOARD SHALL REVOKE THE LICENSE OF A PILOT WHO, AFTER RECEIVING NOTICE, REFUSES TO AID A VESSEL IN DISTRESS:

(1) WITHIN 18 NAUTICAL MILES SOUTH OF CAPE HENRY;

(2) WITHIN 18 NAUTICAL MILES EAST OF CAPE HENRY; OR

(3) IN THE CHESAPEAKE BAY.

REVISOR'S NOTE: Subsection (a)(1) and (2) of this section is new language added to conform to almost all of the occupational licensing acts adopted by the General Assembly in the past several years. See, e.g., the comparable sections on disciplinary actions in the various titles of the Health Occupations Article. The General Assembly expressly decided that the language of these items was to be included in each of those sections as a fundamental ground for disciplining an applicant or licensee.

Subsection (a)(3) and (4) of this section is new language derived without substantive change from the second clause of former Art. 74, § 7(a)(1).

Subsection (b)(1) and (2)(i) of this section is new language derived without substantive change from former Art. 74, § 4(c).

Subsection (b)(2)(ii) of this section is new language added to clarify that the former reference to "the business of piloting" included performing administrative duties. This addition reflects the substitution of the defined term "provide pilotage" for the former reference to the "business of piloting", in subsection (b)(1) of this section.