

(2) REGARDLESS OF WHETHER THE VESSEL USES THE SERVICES OF THE PILOT FOR THE ENTIRE PILOTAGE, A VESSEL THAT EMPLOYS A LICENSED PILOT TO PROVIDE PILOTAGE SHALL PAY THE LICENSED PILOT THE FULL PILOTAGE FEE.

(C) LIABILITY FOR PAYMENT OF PILOTAGE FEES.

NOTWITHSTANDING ANY CONTRACT BETWEEN A LICENSED PILOT WHO HAS PROVIDED PILOTAGE FOR A VESSEL AND THE MASTER, OWNER, CHARTERER, OR AGENT OF THE VESSEL OR ANY OTHER PARTY, THE VESSEL, ITS TACKLE, APPAREL, AND FURNITURE, AND THE MASTER, OWNER, CHARTERER, AND AGENT OF THE VESSEL SHALL BE JOINTLY AND SEVERALLY LIABLE FOR PAYMENT OF THE PILOTAGE FEE TO THE LICENSED PILOT.

(D) LIEN.

A LICENSED PILOT WHO HAS PROVIDED PILOTAGE FOR A VESSEL SHALL HAVE A LIEN FOR THE AMOUNT OF THE PILOTAGE FEE DUE, ENFORCEABLE IN A COURT OF COMPETENT JURISDICTION, ON THE VESSEL AND ITS TACKLE, APPAREL, AND FURNITURE.

(E) FAILURE TO EMPLOY PILOT.

IF A VESSEL FAILS TO EMPLOY A LICENSED PILOT TO PROVIDE PILOTAGE AS REQUIRED UNDER § 11-501(A) OF THIS SUBTITLE, THE VESSEL AND ITS MASTER, OWNER, CHARTERER, AND AGENT SHALL BE JOINTLY AND SEVERALLY LIABLE FOR PAYMENT OF THE FULL PILOTAGE FEE AS IF A LICENSED PILOT HAD BEEN EMPLOYED.

REVISOR'S NOTE: Subsection (a) of this section is new language that repeats the provision of present Art. 78, § 72B(a) and provides a cross-reference to Art. 78, § 72B.

Subsection (b) of this section is new language derived without substantive change from former Art. 74, § 15 and the second sentence of § 9.

Subsections (c) and (d) of this section are new language derived without substantive change from former Art. 74, § 11.

Subsection (e) of this section is new language derived without substantive change from former Art. 74, § 8, as that section related to pilotage fees.

In subsection (b)(1) and (2) of this section, the defined term "licensed pilot" is substituted for the former word "pilot", since the duty under subsection (b) seemingly was intended to extend only to individuals lawfully providing pilotage.