

By: Davis of Dallas

H.B. No. 3203

A BILL TO BE ENTITLED

1 AN ACT

2 relating to compulsory pilotage, including bond requirements for
3 certain branch pilots.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 61.003(a), Transportation Code, is
6 amended to read as follows:

7 (a) A consignee having control of a vessel shall obtain a
8 pilot to provide pilot services when the vessel is under way or
9 otherwise moving on a river, bay, harbor, or port in this state
10 unless:

11 (1) the vessel is:

12 (A) [~~(1)~~] documented as a United States vessel
13 and licensed for and engaged in coastwise trade;

14 (B) [~~(2)~~] a public vessel;

15 (C) [~~(3)~~] of 20 gross tons or less;

16 (D) [~~(4)~~] a motorboat registered in this state;

17 or

18 (E) [~~(5)~~] subject to Subsection (b), in distress
19 or jeopardy; or

20 (2) the consignee having control of a vessel that is a
21 passenger cruiser has on six or more occasions:

22 (A) provided pilot services for the vessel to the
23 port from open sea or from the port to open sea; or

24 (B) served as the master of the vessel while a

1 pilot provided pilot services for the vessel.

2 SECTION 2. Section 62.042(b), Transportation Code, is
3 amended to read as follows:

4 (b) The branch pilot must enter into a bond in the amount of
5 \$100,000 [~~\$5,000~~] with one or more good and sufficient sureties.

6 The bond must be:

7 (1) payable to the governor;

8 (2) conditioned on the faithful performance of the
9 branch pilot's duties;

10 (3) approved by the pilot board; and

11 (4) deposited in the office of the secretary of state.

12 SECTION 3. Section 63.043(b), Transportation Code, is
13 amended to read as follows:

14 (b) The bond must:

15 (1) be in the amount of \$100,000 [~~\$5,000~~];

16 (2) be conditioned on the faithful performance of the
17 pilot's duties;

18 (3) be approved by the board for the port or, if there
19 is not a board for the port, by the county judge of the county in
20 which the port is located; and

21 (4) be sent to the governor.

22 SECTION 4. A branch pilot must comply with the amount of the
23 bond required by Section 62.042(b) or 63.043(b), Transportation
24 Code, as amended by this Act, by the earlier of:

25 (1) the date the branch pilot is appointed; or

26 (2) December 1, 2011.

27 SECTION 5. This Act takes effect September 1, 2011.