

TITLE 04 – DEPARTMENT OF COMMERCE

Notice is hereby given in accordance with G.S. 150B-21.3A(c)(2)g that the Commission of Navigation and Pilotage for the Cape Fear River and Bar intends to readopt without substantive changes the rules cited as 04 NCAC 15 .0118-.0123, and .0125-.0128.

Pursuant to G.S. 150B-21.2(c)(1), the text of the rule(s) proposed for readoption without substantive changes are not required to be published. The text of the rules is available on the OAH website: <http://reports.oah.state.nc.us/ncac.asp>.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.cfpilot.com/>

Proposed Effective Date: June 1, 2028

Instructions on How to Demand a Public Hearing: *(must be requested in writing within 15 days of notice): Any member of the public can demand a public hearing by contacting Rule making Coordinator Thomas Brendle at tbrendle@cape-fear-net or 910-520-8505. A public hearing will be scheduled with the rule making agency, which is the Cape Fear River Navigation and Pilotage Commission.*

Reason for Proposed Action: *Navigation and Pilotage Commission established*

https://www.ncleg.gov/EnactedLegislation/Statutes/PDF/BySection/Chapter_76A/GS_76A-1.pdf

Duties and authority

https://www.ncleg.gov/EnactedLegislation/Statutes/PDF/BySection/Chapter_76A/GS_76A-5.pdf

Comments may be submitted to: *Thomas Brendle, Wilmington- Cape Fear Pilots Association. PO Box 10070, Southport, NC 28461; email tbrendle@cape-fear-net*

Comment period ends: *September 14, 2026*

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina 27609 or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- ☐ State funds affected
- ☐ Local funds affected
- ☐ Substantial economic impact ($\geq$ \$1,000,000 over 5 years)
- ☐ Approved by OSBM
- ☒ No fiscal note required

CHAPTER 15 - COMMISSION OF NAVIGATION AND PILOTAGE FOR THE CAPE FEAR RIVER AND BAR

04 NCAC 15 .0118	DEFINITIONS (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0119	NUMBER OF PILOTS (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0120	ANNUAL RENEWAL OF LICENSE (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0121	APPRENTICESHIP (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0122	DISCIPLINARY ACTIONS AGAINST PILOTS (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0123	INCIDENTS OR ACCIDENTS INVOLVING PILOTS (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0125	PILOT ARRANGEMENTS (READOPTION WITHOUT SUBSTANTIVE CHANGES)

04 NCAC 15 .0126	WHEN TUGBOAT ASSISTANCE REQUIRED (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0127	PILOTAGE RATES (READOPTION WITHOUT SUBSTANTIVE CHANGES)
04 NCAC 15 .0128	FEEES (READOPTION WITHOUT SUBSTANTIVE CHANGES)