AN ACT to amend the navigation law, in relation to the creation of a Hudson River pilots surcharge board

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraph (b) of subdivision 4 of section 89-a of the navigation law is amended by adding two new subparagraphs 1-b and 1-c to read as follows:

1. (1-B) THERE IS HEREBY CREATED A HUDSON RIVER PILOTS SURCHARGE BOARD WHICH SHALL DETERMINE THE RATE OF THE SURCHARGE PROVIDED IN SUBPARAGRAPH ONE-C OF THIS PARAGRAPH. THE SURCHARGE BOARD SHALL DETERMINE ELIGIBILITY FOR BENEFITS PURSUANT TO SUBDIVISIONS FIVE AND SEVEN OF THIS SECTION.


EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.
FOR SUCH SURCHARGE TO BE IN EFFECT ON THE FOLLOWING JANUARY FIRST, APRIL
FIRST, JULY FIRST, AND OCTOBER FIRST OF EACH YEAR. WRITTEN NOTICE OF
MEETINGS MAY BE WAIVED IF DONE SO WITH UNANIMOUS CONSENT OF ALL BOARD
MEMBERS. MEMBERS OF THE HUDSON RIVER PILOT SURCHARGE BOARD SHALL BE
SUBJECT TO SECTION SEVENTEEN OF THE PUBLIC OFFICERS LAW.

(1-C) (I) IN ADDITION TO THE BASE PILOTAGE CHARGE SET FORTH IN SUBPAR-
AGRAPHER ONE OF THIS PARAGRAPH, THERE IS HEREBY ESTABLISHED A SURCHARGE ON
EVERY FOREIGN VESSEL AND EVERY AMERICAN VESSEL UNDER REGISTER NAVIGATING
THAT PORTION OF THE HUDSON RIVER SPECIFIED IN THIS SECTION. SUCH
SURCHARGE, AS DETERMINED QUARTERLY BY THE HUDSON RIVER PILOTS SURCHARGE
BOARD, SHALL BE IMPOSED FOR THE EXCLUSIVE PURPOSE OF THE FUNDING, ON A
SOUND ACTUARIAL BASIS, THE RETIREMENT BENEFITS FOR HUDSON RIVER PILOTS,
DESCRIBED IN CLAUSE (II) OF THIS SUBPARAGRAPH.

(II) THE AMOUNT OF THE SURCHARGE DESCRIBED IN CLAUSE (I) OF THIS
SUBPARAGRAPH ON THE DATE PILOTAGE RATES ARE COMPUTED SHALL NOT EXCEED:

<table>
<thead>
<tr>
<th>PILOTAGE UNITS</th>
<th>SURCHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 TO 50</td>
<td>$222.44</td>
</tr>
<tr>
<td>51 TO 100</td>
<td>$268.00</td>
</tr>
<tr>
<td>OVER 100</td>
<td>$2.68 PER PILOT UNIT</td>
</tr>
</tbody>
</table>

DURING THE FIRST TWELVE MONTHS AFTER THE EFFECTIVE DATE OF THIS
SUBPARAGRAPH.

THE AMOUNT OF THE SURCHARGE DESCRIBED IN CLAUSE (I) OF THIS SUBPARA-
GRAPH ON THE DATE PILOTAGE RATES ARE COMPUTED SHALL NOT EXCEED:

<table>
<thead>
<tr>
<th>PILOTAGE UNITS</th>
<th>SURCHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 TO 50</td>
<td>$371.01</td>
</tr>
<tr>
<td>51 TO 100</td>
<td>$447.00</td>
</tr>
<tr>
<td>OVER 100</td>
<td>$4.47 PER PILOT UNIT</td>
</tr>
</tbody>
</table>

DURING THE PERIOD BEGINNING WITH THE THIRTEENTH MONTH AND ENDING WITH
THE TWENTY-FOURTH MONTH AFTER THE EFFECTIVE DATE OF THIS SUBPARAGRAPH.

THE AMOUNT OF THE SURCHARGE DESCRIBED IN CLAUSE (I) OF THIS SUBPARA-
GRAPH ON THE DATE PILOTAGE RATES ARE COMPUTED SHALL NOT EXCEED:

<table>
<thead>
<tr>
<th>PILOTAGE UNITS</th>
<th>SURCHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 TO 50</td>
<td>$499.66</td>
</tr>
<tr>
<td>51 TO 100</td>
<td>$602.00</td>
</tr>
<tr>
<td>OVER 100</td>
<td>$6.02 PER PILOT UNIT</td>
</tr>
</tbody>
</table>

DURING THE PERIOD BEGINNING WITH THE TWENTY-FOURTH MONTH AND ENDING WITH
THE THIRTY-SIXTH MONTH AFTER THE EFFECTIVE DATE OF THIS SUBPARAGRAPH.

(III) FOLLOWING THE THIRTY-SIXTH MONTH AFTER THE EFFECTIVE DATE OF
THIS SUBPARAGRAPH, THE AMOUNT OF THE SURCHARGE AS DETERMINED BY THE
SURCHARGE BOARD SHALL NOT EXCEED THE GREATER OF THIRTY-FIVE PERCENT OF
THE SUM OF THE BASE PILOTAGE CHARGES SET FORTH IN SUBPARAGRAPH ONE OF
THIS PARAGRAPH FOR SECTION 2, UPPER RIVER; YONKERS, TO ALL PORTS BEYOND
HYDE PARK THROUGH ALBANY OR TROY, AS AMENDED; OR NINE HUNDRED THOUSAND
DOLLARS IN ANY CALENDAR YEAR.

(IV) THE SCALE OF CHARGES SET FORTH IN THIS SUBPARAGRAPH IS DEEMED A
PILOTAGE FEE AND SHALL BE SUBJECT TO THE PROVISIONS OF SECTION
NINETY-FIVE OF THIS ARTICLE.

(V) (A) THE PROCEEDS OF THE SURCHARGE PROVIDED FOR IN THIS SECTION
SHALL BE DEPOSITED IN AN ACCOUNT MAINTAINED BY THE HUDSON RIVER PILOTS
ASSOCIATION FOR THE BENEFIT OF HUDSON RIVER PILOTS ELIGIBLE FOR BENEFITS
AS PROVIDED IN THIS SECTION, FROM WHICH ACCOUNT ALL SUCH BENEFITS AND
THE REASONABLE EXPENSES FOR ADMINISTRATION THEREOF SHALL BE PAID. THE
MONIES ON DEPOSIT IN SUCH ACCOUNT SHALL BE REFERRED TO HEREAFTER AS THE
"RETIREMENT ASSETS". THE RETIREMENT ASSETS SHALL BE USED TO PAY A YEARLY
TARGET RETIREMENT BENEFIT TO (I) HUDSON RIVER PILOTS ACTIVE ON THE DATE
PILOTAGE RATES ARE COMPUTED PURSUANT TO THIS SUBPARAGRAPH AND THEREAFT-
ER, UPON RETIREMENT ON OR AFTER THE AGE OF SIXTY, OR DISABILITY RETIRE-
MENT; (II) RETIRED HUDSON RIVER PILOTS OR HUDSON RIVER PILOTS RECEIVING
DISABILITY RETIREMENT BENEFITS ON THE DATE OF ADOPTION; AND (III) TO
SURVIVING SPOUSES OF PILOTS, RETIRED PILOTS OR PILOTS RECEIVING DISABIL-
ITY RETIREMENT AS PROVIDED FOR BELOW.

(B) HUDSON RIVER PILOTS WHO ARE ALSO SANDY HOOK PILOTS ELIGIBLE FOR
BENEFITS UNDER ITEM (B) OF SUBCLAUSE ONE OF CLAUSE (II) OF SUBPARAGRAPH
ONE OF PARAGRAPH (B) OF SUBDIVISION FOUR OF SECTION EIGHTY-EIGHT OF THIS
ARTICLE SHALL BE EXCLUDED FROM RECEIVING ANY BENEFITS SPECIFIED IN
SUBDIVISION FIVE OF THIS SECTION.

(C) NO INDIVIDUAL OTHER THAN THOSE SPECIFIED IN SUBCLAUSE (A) OF THIS
CLAUSE SHALL BE ELIGIBLE FOR BENEFITS PURSUANT TO THE SURCHARGE
DESCRIBED IN CLAUSE (I) OF THIS SUBPARAGRAPH WITHOUT THE APPROVAL OF THE
HUDSON RIVER PILOTS SURCHARGE BOARD.

(D) THE FUNDS GENERATED BY THE SURCHARGE IMPOSED BY CLAUSE (I) OF THIS
SUBPARAGRAPH SHALL BE ADMINISTERED BY THE EXECUTIVE COMMITTEE OF THE
HUDSON RIVER PILOTS ASSOCIATION, OR ANY SUCCESSORS THERETO.

(E) THE SURCHARGES PURSUANT TO CLAUSE (I) OF THIS SUBPARAGRAPH SHALL
BE COLLECTED BY THE AGENT OF THE HUDSON RIVER PILOTS. FUNDS GENERATED
FOR THESE PURPOSES SHALL BE AUDITED ANNUALLY BY THE SURCHARGE BOARD TO
ENSURE PROPER FUNDING FOR THE PURPOSES SET FORTH IN CLAUSE (I) OF THIS
SUBPARAGRAPH.

5. (A)(1) EACH HUDSON RIVER PILOT ACTIVE ON THE DATE PILOTAGE RATES
ARE COMPUTED PURSUANT TO THIS SECTION WHO RETIRES AFTER TWENTY-FIVE
YEARS OF SERVICE AND AFTER REACHING SIXTY YEARS OF AGE, OR BECOMES
ELIGIBLE FOR DISABILITY RETIREMENT BENEFITS, SHALL RECEIVE A TARGET
YEARLY BENEFIT COMPUTED AS A SINGLE LIFE ANNUITY, INITIALLY EQUAL TO
FIFTY PERCENT OF THE AMOUNT WHICH IS EQUAL TO THE HIGHEST ANNUAL EARN-
INGS FROM SERVICE AS A FULL BRANCH HUDSON RIVER PILOT BASED UPON THE
PILOTAGE CHARGES SET FORTH IN SUBPARAGRAPH ONE OF PARAGRAPH (B) OF
SUBDIVISION FOUR OF THIS SECTION DURING THE LAST THREE FULL CALENDAR
YEARS OF SERVICE AS AN ACTIVE PILOT PRIOR TO RETIREMENT REDUCED AS
PROVIDED IN SUBDIVISION NINE OF THIS SECTION AND ADJUSTED AS PROVIDED IN
SUBDIVISION EIGHT OF THIS SECTION.

(2) A HUDSON RIVER PILOT ACTIVE ON THE DATE PILOTAGE RATES ARE
COMPUTED PURSUANT TO THIS SECTION WHO RETIRES OR BECOMES ELIGIBLE FOR
DISABILITY RETIREMENT BENEFITS AFTER REACHING SIXTY-FIVE YEARS OF AGE
AND AFTER THIRTY YEARS OF SERVICE AS A HUDSON RIVER PILOT SHALL RECEIVE
A TARGET YEARLY BENEFIT COMPUTED AS A SINGLE LIFE ANNUITY, INITIALLY
EQUAL TO SIXTY PERCENT OF THE AMOUNT WHICH IS EQUAL TO THE HIGHEST ANNU-
AL EARNINGS FROM SERVICE AS A FULL BRANCH HUDSON RIVER PILOT BASED UPON
THE PILOTAGE CHARGES SET FORTH IN SUBPARAGRAPH ONE OF PARAGRAPH (B) OF
SUBDIVISION FOUR OF THIS SECTION DURING THE LAST THREE FULL CALENDAR
YEARS OF SERVICE AS AN ACTIVE PILOT PRIOR TO RETIREMENT REDUCED AS
PROVIDED IN SUBDIVISION NINE OF THIS SECTION AND ADJUSTED AS PROVIDED IN
SUBDIVISION EIGHT OF THIS SECTION.

(B)(1) EACH RETIRED HUDSON RIVER PILOT AND EACH HUDSON RIVER PILOT
RECEIVING DISABILITY RETIREMENT BENEFITS ON OR AFTER THE DATE PILOTAGE
RATES ARE COMPUTED PURSUANT TO THIS SECTION SHALL RECEIVE A TARGET YEARLY BENEFIT COMPUTED AS A SINGLE LIFE ANNUITY, INITIALLY EQUAL TO FIFTY PERCENT OF THE HIGHEST ANNUAL EARNINGS FROM SERVICE AS A FULL BRANCH HUDSON RIVER PILOT BASED UPON THE BASE PILOTAGE CHARGES SET FORTH IN SUBPARAGRAPH ONE OF PARAGRAPH (B) OF SUBDIVISION FOUR OF THIS SECTION DURING THE LAST THREE FULL CALENDAR YEARS OF SERVICE AS AN ACTIVE PILOT PRIOR TO RETIREMENT REDUCED AS PROVIDED IN SUBDIVISION NINE OF THIS SECTION AND ADJUSTED AS PROVIDED IN SUBDIVISION EIGHT OF THIS SECTION.

(2) EACH RETIRED HUDSON RIVER PILOT AND EACH HUDSON RIVER PILOT RECEIVING DISABILITY RETIREMENT BENEFITS WHO RETIRED OR BECAME ELIGIBLE FOR DISABILITY RETIREMENT BENEFITS AFTER REACHING SIXTY-FIVE YEARS OF AGE AND AFTER THIRTY YEARS OF SERVICE AS A HUDSON RIVER PILOT ON OR AFTER THE DATE PILOTAGE RATES ARE COMPUTED PURSUANT TO THIS SECTION SHALL RECEIVE A TARGET YEARLY BENEFIT COMPUTED AS A SINGLE LIFE ANNUITY, INITIALLY EQUAL TO SIXTY PERCENT OF THE HIGHEST ANNUAL EARNINGS FROM SERVICE AS A FULL BRANCH HUDSON RIVER PILOT BASED UPON THE BASE PILOTAGE CHARGES SET FORTH IN SUBPARAGRAPH ONE OF PARAGRAPH (B) OF SUBDIVISION FOUR OF THIS SECTION DURING THE LAST THREE FULL CALENDAR YEARS OF SERVICE AS AN ACTIVE PILOT PRIOR TO RETIREMENT REDUCED AS PROVIDED IN SUBDIVISION NINE OF THIS SECTION AND ADJUSTED AS PROVIDED IN SUBDIVISION EIGHT OF THIS SECTION.

(C) THE BENEFITS DESCRIBED IN PARAGRAPH (B) OF THIS SUBDIVISION SHALL ONLY BE AVAILABLE TO RETIRED HUDSON RIVER PILOTS WHO RETIRED PRIOR TO THE YEAR NINETEEN HUNDRED NINETY DURING THE FIRST TWELVE MONTHS AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH. THE BENEFITS DESCRIBED IN PARAGRAPH (B) OF THIS SUBDIVISION SHALL BE AVAILABLE TO ALL RETIRED HUDSON RIVER PILOTS WHO RETIRED PRIOR TO THE YEAR TWO THOUSAND AFTER THE FIRST TWELVE MONTHS FROM THE EFFECTIVE DATE OF THIS PARAGRAPH. THE BENEFITS DESCRIBED IN PARAGRAPH (B) OF THIS SUBDIVISION SHALL BE AVAILABLE TO ALL RETIRED HUDSON RIVER PILOTS AND PILOTS ON DISABILITY RETIREMENT AFTER THE FIRST TWENTY-FOUR MONTHS FROM THE EFFECTIVE DATE OF THIS PARAGRAPH.

6. (A) A HUDSON RIVER PILOT ELIGIBLE FOR BENEFITS SET FORTH IN SUBDIVISION FIVE OF THIS SECTION, WHO RETIRES, SHALL NOT BE ENTITLED TO COMMENCE RECEIVING BENEFITS UNTIL THE COMMENCEMENT OF THE BENEFIT PAYMENT PERIOD NEXT FOLLOWING THE DATE ON WHICH SUCH PILOT RETIRED OR BECAME ELIGIBLE FOR DISABILITY RETIREMENT BENEFITS. FOR ACCOUNTING PURPOSES, THE BENEFIT PAYMENT PERIODS SHALL CONSIST OF A FULL CALENDAR QUARTER COMMENCING ON JANUARY FIRST, APRIL FIRST, JULY FIRST, AND OCTOBER FIRST OF EACH YEAR, BUT THE FIRST PAYMENTS OF BENEFITS SHALL BE MADE DURING THE MONTHS OF MARCH, JUNE, SEPTEMBER, AND DECEMBER.

(B) NO ACTIVE HUDSON RIVER PILOT SHALL COMMENCE RECEIVING BENEFITS UNTIL A PROPERLY COMPLETED RESIGNATION AS AN ACTIVE PILOT SPECIFYING A PROPOSED DATE OF RETIREMENT HAS BEEN SUBMITTED IN WRITING TO THE HUDSON RIVER PILOTS EXECUTIVE COMMITTEE, OR SUCCESSOR THERETO, PRIOR TO NOVEMBER FIRST, IF RETIREMENT IS TO BECOME EFFECTIVE ON THE FIRST DAY OF THE FOLLOWING JANUARY; PRIOR TO FEBRUARY FIRST, IF RETIREMENT IS TO BECOME EFFECTIVE ON THE FIRST DAY OF THE FOLLOWING APRIL; PRIOR TO MAY FIRST, IF RETIREMENT IS TO BECOME EFFECTIVE ON THE FIRST DAY OF THE FOLLOWING JULY; AND, PRIOR TO AUGUST FIRST, IF RETIREMENT IS TO BECOME EFFECTIVE ON THE FIRST DAY OF THE FOLLOWING OCTOBER.

(C) FOR THE PURPOSE OF THE COMPUTATIONS DESCRIBED IN SUBDIVISION FIVE OF THIS SECTION, SERVICE BY A PILOT OF MORE THAN SIX MONTHS OF SUCH PILOT'S LAST CALENDAR YEAR AS AN ACTIVE PILOT SHALL BE CONSIDERED A FULL CALENDAR YEAR.

(D) IF A RETIRED HUDSON RIVER PILOT OR A HUDSON RIVER PILOT RECEIVING DISABILITY RETIREMENT BENEFITS DIES WITHOUT A SURVIVING SPOUSE, THE
1. BALANCE OF THE TARGET YEARLY PENSION BENEFIT FOR THE REMAINDER OF THE
2. BENEFIT PAYMENT PERIOD SHALL BE PAID TO THE DECEASED PILOT'S ESTATE OR
3. DESIGNATED BENEFICIARY AFTER WHICH ALL RIGHTS TO BENEFITS SHALL BE
4. TERMINATED.

7. (A) THE SURVIVING SPOUSE OF A HUDSON RIVER PILOT DESCRIBED IN
8. SUBDIVISION FIVE OF THIS SECTION WHO DIES WHILE IN ACTIVE SERVICE SHALL
9. RECEIVE A TARGET YEARLY PENSION BENEFIT EQUAL TO FIFTY PERCENT OF THE
10. AMOUNT WHICH SUCH DECEASED PILOT WOULD HAVE RECEIVED UNDER SUBDIVISION
11. FIVE OF THIS SECTION HAD RETIREMENT IMMEDIATELY PRECEDED THE DATE OF
12. DEATH, REDUCED AS PROVIDED IN SUBDIVISION NINE OF THIS SECTION AND
13. ADJUSTED AS PROVIDED IN SUBDIVISION EIGHT OF THIS SECTION.

14. (B) WITH RESPECT TO HUDSON RIVER PILOTS DESCRIBED IN SUBDIVISION FIVE
15. OF THIS SECTION, THE SURVIVING SPOUSE OF A DECEASED RETIRED HUDSON RIVER
16. PILOT OR A DECEASED HUDSON RIVER PILOT RECEIVING DISABILITY RETIREMENT
17. BENEFITS ON THE DATE OF DEATH, SHALL RECEIVE A TARGET YEARLY BENEFIT
18. EQUAL TO THE DECEASED PILOT'S BENEFIT FOR THE REMAINDER OF THE BENEFIT
19. PAYMENT PERIOD IN WHICH DEATH OCCURRED, AND THEREAFTER FIFTY PERCENT OF
20. THE AMOUNT RECEIVED BY THE DECEASED PILOT ON THE DATE OF DEATH, REDUCED
21. AS PROVIDED IN SUBDIVISION NINE OF THIS SECTION AND ADJUSTED AS PROVIDED
22. IN SUBDIVISION EIGHT OF THIS SECTION.

13. (C) UPON THE DEATH OF THE SURVIVING SPOUSE OF A DECEASED HUDSON RIVER
14. PILOT WHO WAS RECEIVING BENEFITS, THE BALANCE OF THE TARGET YEARLY
15. PENSION BENEFIT FOR THE REMAINDER OF THE BENEFIT PAYMENT PERIOD SHALL BE
16. PAID TO THE DECEASED SURVIVING SPOUSE'S ESTATE OR DESIGNATED BENEFICIARY
17. AFTER WHICH ALL RIGHTS TO BENEFITS SHALL TERMINATE.

8. THE HUDSON RIVER PILOTS SURCHARGE BOARD OR ANY COMMITTEE APPOINTED
19. THEREBY SHALL ADJUST THE BENEFITS DESCRIBED IN SUBDIVISION FIVE OF THIS
20. SECTION BY NOT MORE THAN ONE-HALF OF THE CUMULATIVE ADJUSTMENT IN THE
21. "CONSUMER PRICE INDEX-ALL URBAN CONSUMERS-(CPI-U) N.Y.-NORTHERN
22. N.J.-LONG ISLAND, NY-NJ-CT-ALL ITEMS" ON THE EARLIER OF EACH THIRD ANNI-
23. VERSARY OF THE EFFECTIVE DATE OF THIS SUBDIVISION OR THE DATE ON WHICH
24. SUCH CONSUMER PRICE INDEX INCREASES BY AN INCREMENT OF MORE THAN TWELVE
25. PERCENT FROM THE LEVEL IN EFFECT ON THE DATE (A) THIS SUBDIVISION TOOK
26. EFFECT, OR (B) OF ANY SUBSEQUENT ADJUSTMENT TO SUCH RATES. THESE ADJUST-
27. MENTS SHALL TAKE PLACE FOR A PERIOD OF FIFTEEN YEARS FROM THE EFFECTIVE
28. DATE OF THIS SUBDIVISION WITH RESPECT TO PILOTS DESCRIBED IN PARAGRAPH
29. (B) OF SUBDIVISION FIVE OF THIS SECTION AND FOR A PERIOD OF FIFTEEN
30. YEARS FROM THE DATE OF RETIREMENT WITH RESPECT TO PILOTS DESCRIBED IN
31. PARAGRAPH (A) OF SUBDIVISION FIVE OF THIS SECTION. ADJUSTMENTS GRANTED
32. TO RETIRED PILOTS OR THEIR SURVIVING SPOUSES RETIRED LESS THAN THE FULL
33. THREE YEAR INTERVAL BETWEEN ADJUSTMENTS SHALL HAVE SUCH ADJUSTMENTS
34. PRO-RATED TO THE NUMBER OF MONTHS THEY HAVE BEEN RETIRED PRIOR TO SUCH
35. ADJUSTMENT. THE DETERMINATION BY THE SURCHARGE BOARD, OR ANY COMMITTEE
36. APPOINTED THEREBY, OF THE AMOUNT OF SUCH ADJUSTMENT SHALL BE FINAL.

10. PILOTS ELIGIBLE FOR BENEFITS AS PROVIDED IN THIS SECTION SHALL
39. HAVE NINETY DAYS TO CHOOSE TO ENROLL IN THE RETIREMENT BENEFIT DESCRIBED
40. IN SUBDIVISION FIVE OF THIS SECTION COMMENCING FROM THE DATE THAT INDIVI-
41. DUAL BECOMES ELIGIBLE TO RECEIVE SUCH BENEFITS. PILOTS ELIGIBLE FOR
BENEFITS AS PROVIDED IN THIS SECTION WHO RETIRE FROM ACTIVE SERVICE AND
CHOOSE TO ENROLL IN THE RETIREMENT BENEFIT DESCRIBED IN SUBDIVISION FIVE
OF THIS SECTION SHALL NOT BE ELIGIBLE TO RECEIVE ANY OTHER RETIREMENT
BENEFIT FROM THE HUDSON RIVER PILOTS ASSOCIATION. THE DECISION TO
ENROLL, OR DECLINE TO ENROLL, IN THE BENEFIT PROVIDED IN SUBDIVISION
FIVE OF THIS SECTION SHALL BE IRREVOCABLE AFTER NINETY DAYS FROM THE
DATE THAT INDIVIDUAL SHALL BECOME ELIGIBLE TO RECEIVE SUCH BENEFIT.

11. A "HUDSON RIVER PILOT" FOR THE PURPOSES OF THIS SECTION IS DEFINED
AS AN INDIVIDUAL HOLDING A LICENSE TO ACT AS HUDSON RIVER PILOT FOR THE
WATERS OF THE HUDSON RIVER NORTH OF A LINE RUNNING FROM THE FOOT OF MAIN
STREET IN YONKERS TO ALPINE, NEW JERSEY AND SOUTH OF THE DAM AT TROY,
ISSUED BY THE BOARD OF COMMISSIONERS OF PILOTS OF THE STATE OF NEW YORK.
A "RETIRED HUDSON RIVER PILOT" FOR THE PURPOSES OF THIS SECTION IS A
PILOT WHO RETIRED FROM ACTIVE SERVICE IN THE HUDSON RIVER PILOTS ASSOCI-
ATION. A "HUDSON RIVER PILOT ON DISABILITY RETIREMENT" FOR THE PURPOSES
OF THIS SECTION IS DEFINED AS A PILOT WHO BECAME DISABLED BY ACCIDENT OR
SICKNESS, AND WAS CERTIFIED AS DISABLED BY A PHYSICIAN CHOSEN BY THE
HUDSON RIVER PILOTS ASSOCIATION, AFTER A MINIMUM OF TWENTY-FIVE YEARS OF
SERVICE IN THE HUDSON RIVER PILOTS ASSOCIATION.

S 3. This act shall take effect on the ninetieth day after it shall
have become a law.