

1 **Final Minutes**  
2 **Forensic Science Board Meeting**  
3 **June 29, 2020**  
4 **Department of Forensic Science, Held Electronically**  
5

6 **Board Members Present**

7 Colonel Maggie A. DeBoard, Chief of Police for the Town of Herndon  
8 Leslie E. Edinboro, Ph.D., Scientific Advisory Committee Member  
9 Senator John S. Edwards, Chair of the Senate Courts of Justice Committee  
10 William T. Gormley, M.D., Chief Medical Examiner  
11 Karl R. Hade, Executive Secretary of the Supreme Court of Virginia  
12 Delegate Charniele L. Herring, Chair of the House Courts of Justice Committee  
13 Caroline D. Juran, Executive Director of the Board of Pharmacy  
14 David R. Lett, Petersburg Public Defender, *Chair*  
15 Colette W. McEachin, Commonwealth’s Attorney for the City of Richmond  
16 Richard P. Meyers, Scientific Advisory Committee Member  
17 Lieutenant Colonel Tracy Russillo (Designee of Colonel Gary T. Settle, Superintendent, Virginia  
18 State Police)  
19 Denise M. Toney, Ph.D., Director of the Division of Consolidated Laboratory Services  
20 Holli Wood (Designee of Attorney General Mark R. Herring)  
21

22 **Board Members Absent**

23 Shannon Dion, Director, Department of Criminal Justice Services  
24 Chair of the Virginia State Crime Commission (seat currently vacant)  
25

26 **Legal Counsel for the Forensic Science Board**

27 Michelle Welch, Assistant Attorney General  
28

29 **Staff Members Present**

30 David A. Barron, Ph.D., Deputy Director  
31 Katya N. Herndon, Chief Deputy Director  
32 Amy M. Jenkins, Department Counsel  
33 Alka B. Lohmann, Director of Technical Services  
34 Jessica B. Norton, Legal Assistant  
35 Elizabeth Stroble, Grants and Administration Program Manager  
36 Jennifer L. Taylor, Procurement Officer I, *Board Secretary*  
37 Robyn Weimer, Chemistry Program Manager  
38

39 **Call to Order**

40 As a result of the state of emergency declared by Gov. Northam due to COVID-19, the Forensic  
41 Science Board (“FSB” or “Board”) conducted the meeting by electronic communication means  
42 using the Cisco WebEx platform. The public was permitted to attend and participate via video or

43 audio conference. Directions for public participation were provided on the meeting agenda and  
44 posted on Virginia's Town Hall.

45  
46 The meeting began at 3:10 p.m. Board Chair David Lett asked Jennifer Taylor, Board Secretary,  
47 to call the roll to confirm the presence of a quorum. After calling roll, Ms. Taylor advised that a  
48 quorum of the Board was present. Mr. Lett welcomed two new members of the Board, Delegate  
49 Herring and Senator Edwards who serve by virtue of being Chairs of the House and Senate Courts  
50 of Justice Committees, respectively.

51  
52 **Adoption of Agenda**

53 Mr. Lett noted that the Department advised there is a typo on the revised agenda members received  
54 and asked the members to make the correction on the draft agenda. With that change, Delegate  
55 Herring made a motion to adopt the agenda, which was seconded by Ms. Juran. A roll-call vote  
56 was taken, and the members voted as follows:

- 57 Colonel DeBoard – Yes
- 58 Dr. Edinboro – Yes
- 59 Senator Edwards – Yes
- 60 Dr. Gormley – Yes
- 61 Mr. Hade – Yes
- 62 Delegate Herring – Yes
- 63 Ms. Juran – Yes
- 64 Mr. Lett – Yes
- 65 Ms. McEachin – Yes
- 66 Mr. Meyers – Yes
- 67 Lt. Col. Russillo – Yes
- 68 Dr. Toney – Yes
- 69 Ms. Wood – Yes

70 Mr. Lett announced the adoption of the agenda.

71  
72 **Approval of Draft Minutes of the January 6, 2020 Board Meeting**

73 Mr. Lett asked if there were any changes or corrections to the draft minutes from the January 6,  
74 2020 Board meeting. Being none, Dr. Gormley made a motion to approve the January 6, 2020  
75 minutes, which was seconded by Mr. Meyers. A roll-call vote was taken, and the members voted  
76 as follows:

- 77 Colonel DeBoard – Yes
- 78 Dr. Edinboro – Yes
- 79 Senator Edwards – Yes
- 80 Dr. Gormley – Yes
- 81 Mr. Hade – Yes
- 82 Delegate Herring – Yes
- 83 Ms. Juran – Yes
- 84 Mr. Lett – Yes
- 85 Ms. McEachin – Yes

86 Mr. Meyers – Yes  
87 Lt. Col. Russillo – Yes  
88 Dr. Toney – Yes  
89 Ms. Wood – Yes  
90 Mr. Lett announced the approval of the meeting minutes.

91

92 **Approval of Draft Minutes of the January 6, 2020 Public Hearing on Considered**  
93 **Amendments of 6VAC40-30**

94 Mr. Lett asked if there were any changes or corrections to the draft minutes from the January 6,  
95 2020 Public Hearing on Considered Amendments of 6VAC40-30. Being none, Senator Edwards  
96 made a motion to approve the January 6, 2020 public hearing minutes, which was seconded by Mr.  
97 Meyers. A roll-call vote was taken, and the members voted as follows:

98 Colonel DeBoard – Yes  
99 Dr. Edinboro – Yes  
100 Senator Edwards – Yes  
101 Dr. Gormley – Yes  
102 Mr. Hade – Yes  
103 Delegate Herring – Yes  
104 Ms. Juran – Yes  
105 Mr. Lett – Yes  
106 Ms. McEachin – Yes  
107 Mr. Meyers – Yes  
108 Lt. Col. Russillo – Yes  
109 Dr. Toney – Yes  
110 Ms. Wood – Yes

111 Mr. Lett announced the approval of the Public Hearing minutes.

112

113 **Old Business**

114

115 **Final Action on Proposed Amendments to 6VAC40-30 Regulations for the Approval of Field**  
116 **Tests for Detection of Drugs:**

117 Amy Jenkins provided the Board with background on the Amendments to the Regulations for the  
118 Approval of Field Tests for Detection of Drugs (6VAC40-30), which add “presumptive mobile  
119 instruments” to the definition of “field test” and set forth a process for the evaluation, approval,  
120 and reevaluation of presumptive mobile instruments. The presumptive mobile instruments are an  
121 alternative to presumptive chemical tests. Some presumptive mobile instruments are able to test  
122 through clear plastic and glass packaging, which greatly reduces the risk of exposure to law  
123 enforcement. Ms. Jenkins reviewed the amendments with the Board. No public comments had been  
124 received. At the conclusion of Ms. Jenkins’ presentation, Mr. Lett asked if there were any questions  
125 or comments on the Amendments to the Regulations for the Approval of Field Tests for Detection  
126 of Drugs. Being none, Senator Edwards made a motion to approve the Final Action on the  
127 Amendments to the Regulations, which was seconded by Dr. Edinboro. A roll-call vote was taken,  
128 and the members voted as follows:

129 Colonel DeBoard – Yes  
130 Dr. Edinboro – Yes  
131 Senator Edwards – Yes  
132 Dr. Gormley – Yes  
133 Mr. Hade – Yes  
134 Delegate Herring – Yes  
135 Ms. Juran – Yes  
136 Mr. Lett – Yes  
137 Ms. McEachin – Yes  
138 Mr. Meyers – Yes  
139 Lt. Col. Russillo – Yes  
140 Dr. Toney – Yes  
141 Ms. Wood – Yes

142 Mr. Lett announced that the Final Action on the Amendments to the Regulations were approved.

143

144 **New Business**

145

146 **Election of Chair and Vice-Chair:**

147 Mr. Lett called for the annual election of the Board Chair and Vice-Chair and asked for  
148 nominations. Mr. Meyers nominated Mr. Lett for Chair of the Board, and the nomination was  
149 seconded by Dr. Edinboro. Senator Edwards moved that the nominations be closed. A roll-call  
150 vote was taken, and the members voted as follows:

151 Colonel DeBoard – Yes  
152 Dr. Edinboro – Yes  
153 Senator Edwards – Yes  
154 Dr. Gormley – Yes  
155 Mr. Hade – Yes  
156 Delegate Herring – Yes  
157 Ms. Juran – Yes  
158 Mr. Lett – Abstained  
159 Ms. McEachin – Yes  
160 Mr. Meyers – Yes  
161 Lt. Col. Russillo – Yes  
162 Dr. Toney – Yes  
163 Ms. Wood – Yes

164 Mr. Karl Hade nominated Ms. Juran for Vice-Chair, and Senator Edwards seconded the  
165 nomination. Senator Edwards then moved that the nominations be closed. A roll-call vote was  
166 taken, and the members voted as follows:

167 Colonel DeBoard – Yes  
168 Dr. Edinboro – Yes  
169 Senator Edwards – Yes  
170 Dr. Gormley – Yes  
171 Mr. Hade – Yes  
172 Delegate Herring – Yes

173 Ms. Juran – Abstained  
174 Mr. Lett – Yes  
175 Ms. McEachin – Yes  
176 Mr. Meyers – Yes  
177 Lt. Col. Russillo – Yes  
178 Dr. Toney – Yes  
179 Ms. Wood – Yes

180

181 **Public Comment**

182 No member of the public provided comment.

183

184 **Future Meeting Dates**

185 The Forensic Science Board is scheduled to meet electronically on Wednesday, July 15, 2020 at  
186 9:30 a.m.

187

188 **Adjournment**

189 Mr. Lett called for a motion to adjourn the Board meeting. Ms. McEachin made a motion to  
190 adjourn, which was seconded by Colonel DeBoard. Mr. Lett asked for a roll call vote and  
191 subsequently adjourned the meeting.

192

193 The meeting adjourned at 3:45pm.