

**BOARD FOR BRANCH PILOTS  
REGULATORY REVIEW COMMITTEE  
MINUTES**

The Virginia Board for Branch Pilots Regulatory Review Committee met on Monday, February 14, 2022, at the Virginia Port Authority, 600 World Trade Center, Norfolk, Virginia, with the following members present:

Aaron Anseeuw  
Captain E. Waightstill Avery  
Michael W. Coleman  
Captain January N. Collins

Staff present for all or part of the meeting were:

Tom Payne, Deputy Director  
Kathleen R. Nobsch, Executive Director

Elizabeth Peay was present from the Office of the Attorney General.

Members of the Audience included: Captain J.W. Whiting Chisman, III, and Mark Coberly, Manager, Maritime Law Department, Representative from Vandeventer Black.

The meeting was called to order at 10:30 a.m.

**Call to Order**

William Burket, Jr. of the Virginia Port Authority advised the Committee of the emergency evacuation procedures.

**Safety Evacuation Instructions**

Captain Avery moved to approve the agenda as presented. Mr. Anseeuw seconded the motion which was unanimously approved by Messrs., Mme. and Captains: Anseeuw, Avery, Coleman, and Collins.

**Approval of Agenda**

There were no public comments.

**Public Comment Period**

The Committee reviewed the response from Ms. Peay and Mr. Payne and the Code of Virginia 19.2-389.3 Marijuana Possession; Limits on Dissemination of Criminal History Record Information; Prohibited Practices by Employers, Educational Institutions, and State and Local Governments; Penalty provided by Mr. Coleman. Virginia law prohibits requiring disclosure of marijuana convictions although the Coast Guard license is a federal license and an individual would disclose marijuana convictions for this license. Summary to Board of changes will be sent to Ms. Peay for review prior to taking to the

**Review of Letter from Counsel and Deputy Director and Potential Impact of Virginia Marijuana Disclosure Law on U.S. Coast Guard**

full board. Discussion took place regarding state law trumps regulations and federal law trumps state law.

There was discussion and consensus at the meeting that there were no provisions in our existing regulations that were in direct conflict with state law, as amended.

Captain Avery moved to suggest to the Board amendment of 18VAC45-20-40.16 to include marijuana after alcohol. Mr. Anseeuw seconded the motion which was unanimously approved by Messrs., Mme. and Captains: Anseeuw, Avery, Coleman, and Collins.

Captain Avery moved to amend 18VAC45-20-50.C.4 to include marijuana after drug. Mr. Anseeuw seconded the motion which was unanimously approved by Messrs., Mme. and Captains: Anseeuw, Avery, Coleman, and Collins.

There was no other business.

**Other Business**

Conflict of Interest forms and travel vouchers were completed by all members present.

**Conflict of Interest Forms / Travel Vouchers**

The meeting adjourned at 11:14 a.m.

**Adjourn**

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Michael Coleman, Chair

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Demetrios J. Melis, Secretary