



Virginia  
Regulatory  
Town Hall

## Exempt Action Final Regulation Agency Background Document

<b>Agency Name:</b>	Chesapeake Bay Local Assistance Department
<b>VAC Chapter Number:</b>	9 VAC 10-10
<b>Regulation Title:</b>	Public Participation Guidelines
<b>Action Title:</b>	Exempt Action Final Regulation
<b>Date:</b>	December 9, 2002

Where a regulation is exempt in part or in whole from the requirements of the Administrative Process Act (§ 9-6.14:1 *et seq.* of the *Code of Virginia*) (APA), the agency may provide information pertaining to the action to be included on the Regulatory Town Hall. The agency must still comply the requirements of the Virginia Register Act (§ 9-6.18 *et seq.* of the *Code of Virginia*) and file the final regulation with the Registrar in a style and format conforming with the *Virginia Register Form, Style and Procedure Manual*. The agency must also comply with Executive Order Fifty-Eight (99) which requires an assessment of the regulation's impact on the institution of the family and family stability.

**Note agency actions exempt pursuant to § 9-6.14:4.1(B)** do not require filing with the Registrar a Notice of Intended Regulatory Action, or at the proposed stage. When the regulation is promulgated and submitted to the Registrar, the agency need only provide a statement citing the specific Virginia Code section referencing the exemption and an authority certification letter from the Attorney General's Office. No specific format is required.

This form should be used for actions **exempt from the Administrative Process Act pursuant to § 9-6.14:4.1(C)** at the final stage. Note that agency actions exempt pursuant to § 9-6.14:4.1(C) of the APA do not require filing with the Registrar a Notice of Intended Regulatory Action, and at the proposed stage.

### Summary

*Please provide a brief summary of the proposed new regulation, amendments to an existing regulation, or the regulation being repealed. There is no need to state each provision or amendment or restate the purpose and intent of the regulation, instead give a summary of the regulatory action and alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

In the 2002 General Assembly, two bills (HR 725 and HR 726) were adopted and affect the Board's Public Participation Guidelines, 9 VAC 10-10. The items affected pertain to the handling and decision-making associated with petitions filed by the public for the adoption, amendment, or repeal of a regulation and to a requirement for an additional 30 day public comment period when an agency wishes to change a proposed regulation prior to adopting it.

Accommodation of these items is being done through an amendment to the existing Guidelines.

In addition, technical changes were made to reflect changes in code citations and references.

**Statement of Final Agency Action**

*Please provide a statement of the final action taken by the agency including the date the action was taken, the name of the agency taking the action, and the title of the regulation.*

---

On December 9, 2002 the Chesapeake Bay Local Assistance Board took final action to approve the amendments to 9 VAC 10-10, the Chesapeake Bay Local Assistance Board Public Participation Guidelines.

**Family Impact Statement**

*Please provide an analysis of the regulatory action that assesses the impact on the institution of the family and family stability including the extent to which the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.*

---

The Public Participation Guidelines do not impact the institution of family and family stability.