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Exempt Action Final Regulation Agency Background Document

Agency name	State Water Control Board
Virginia Administrative Code (VAC) citation(s)	9VAC25-610
Regulation title(s)	Groundwater Withdrawal Regulation
Action title	Ch 610 citation correction- final exempt
Final agency action date	June 27, 2019
Date this document prepared	April 23, 2019

While a regulatory action may be exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the *Code of Virginia*, the agency is still encouraged to provide information to the public on the Regulatory Town Hall using this form. However, the agency may still be required to comply with the Virginia Register Act, Executive Order 14 (as amended, July 16, 2018), the Regulations for Filing and Publishing Agency Regulations (1 VAC7-10), and the *Virginia Register Form, Style, and Procedure Manual for Publication of Virginia Regulations*.

Brief Summary

Please provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.

During the periodic review completed in 2019, an incorrect citation was identified in §360. The regulation is being amended to correct this citation.

Mandate and Impetus

Please identify the mandate for this regulatory change, and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, board decision, etc.). "Mandate" is defined as "a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."

The regulation is being amended to correct a citation in §360 referencing a section of the Code of Virginia.

Statement of Final Agency Action

Please provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

On June 27, 2019, the State Water Control Board took final action to adopt an amendment to the regulation entitled Groundwater Withdrawal Regulation (9VAC25-610) regulation. The regulatory action will be filed as soon as possible, consistent with the Administrative Process Act.

The regulatory amendment is exempt from the state administrative procedures for adoption of regulations by the provisions of §2.2-4006 A 3 of the Administrative Process Act because the change corrects a technical error.

All changes made in this regulatory action

Please detail all changes that are being made and the consequences of the changes. Detail new provisions and/or all changes to existing sections.

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
360		References § 62.1-256.9 of the Code of Virginia.	The regulation has been revised to reference subdivision 9 of §62.1-256 of the Code of Virginia.