



Exempt Action Final Regulation Agency Background Document

Agency name	Department of Criminal Justice Services
Virginia Administrative Code (VAC) citation	6VAC20-120
Regulation title	Regulations Relating to Criminal History Information Use and Security
Action title	Criminal History Information Regulations
Final agency action date	05/11/2006
Document preparation date	05/11/2006

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 21 (02) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The amendments relate to moving the handling of requests for expungement of criminal history record information from the Department of Criminal Justice Services to the Central Criminal Records Exchange (CCRE) of the Department of State Police.

This change was made in the Code of Virginia several years ago and CCRE has been handling these expungement orders since then. However, the amendments were never made in the applicable regulation and this is the approval being requested now. The Attorney General's office has already determined that this change meets the requirements for an exempt change under the Administrative Process Act. The changes affect only Section 80 of the regulation.

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.

The Criminal Justice Services Board approved the amendments in 6VAC20-120-80, Regulations Relating to Criminal History Record Information Use and Security on May 11, 2006.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

There is no impact on the family from this regulation.