



Exempt Action Final Regulation Agency Background Document

Agency name	Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals
Virginia Administrative Code (VAC) citation	18 VAC 160-20
Regulation title	Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals Regulations
Action title	Suspension of Examination Requirement for Certain Applicants Seeking Initial Licensure as Conventional Onsite Sewage System Installers
Final agency action date	July 1, 2012
Document preparation date	April 26, 2012

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, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

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 existing Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals (Board) regulation requires all individuals seeking initial licensure as a conventional onsite sewage system installer to satisfactorily demonstrate required experience and pass a board-approved examination.

Acts of the 2012 General Assembly Chapters 677 and 704 amended and reenacted § 54.1-2301 of the *Code of Virginia* effective date July 1, 2012. The amended language at § 54.1-2301.E states, "The Board shall not requirement applicants for initial licensure as a conventional onsite sewage system installer to pass an examination prior to issuance of such license provided that the applicant satisfactorily demonstrates to the Board that he has been actively engaged in performing the duties of a conventional onsite sewage system installer for at least eight years within the 12-year period immediately preceding

the date of application for licensure.” The amended language at § 54.1-2301.E.2 states, “That the provisions of this act shall expire on July 1, 2016.”

Pursuant to the Acts of the 2012 General Assembly Chapters 677 and 704, the Board amended its regulation to suspend the examination requirement for applicants seeking initial licensure as conventional onsite sewage system installers provided that the applicants satisfactorily demonstrate to the Board that they have been actively engaged in performing the duties of a conventional onsite sewage system installer for at least eight years within the 12-year period immediately preceding the date of application for licensure. Suspension of the examination requirement applies to applications received July 1, 2012, through June 30, 2016.

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.

(1) Acts of the General Assembly Chapters 677 and 704 amended and reenacted Section 54.1-2301 of the *Code of Virginia*. (2) On April 4, 2012, the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals adopted language that amends the (3) Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals regulation.

Family impact

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

No impact on the institution of the family and family stability has been identified.