



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Virginia Department of Agriculture and Consumer Services
<b>Virginia Administrative Code (VAC) citation</b>	2 VAC 5-340
<b>Regulation title</b>	Rules and Regulations for Enforcement of the Virginia Weights and Measures Law
<b>Action title</b>	Changing Title 3.1 references to Title 3.2 as a result of the recodification of Title 3.1
<b>Final agency action date</b>	December 4, 2008
<b>Document preparation date</b>	January 6, 2009

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 36 (06) 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 recodification of Title 3.1, which became effective October 1, 2008, makes it necessary to update any Title 3.1 reference in the regulation with the new Title 3.2.

This regulatory action will make the following changes:

Section 140 - Delete the statement "(Section 3.1-952 Weights and Measures Law [repealed])."

Section 170 - Delete § 3.1-949 and replace it with § 3.2-5631

Section 180 – Delete §§ 3.1-926, 3.1-928 and 3.1-934 and replace it with §§ 3.2-5607, 3.2-5609, and 3.2-5613, respectively

### 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.*

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On December 4, 2008, the Board of Agriculture and Consumer Services approved the change to 2 VAC5-340, Rules and Regulations for Enforcement of the Virginia Weights and Measures Law.

### Family impact

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

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This regulatory action will have no impact on the institution of the family and family stability.