



Exempt Action Final Regulation Agency Background Document

Approval authority name	Virginia Waste Management Board
Virginia Administrative Code (VAC) citation	9 VAC 20 - 40
Regulation title	Administrative Procedures for Hazardous Waste Facility Site Certification
Action title	Immediate Final Rule 2005
Final agency action date	May 12, 2005
Document preparation date	April 22, 2005

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006(A) of the of the Administrative Process Act (APA) (townhall.state.va.us/dpbpages/dpb_apa.htm), 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 (leg1.state.va.us/cgi-bin/legp504.exe?000+cod+2.2-4100), the *Virginia Register Form, Style, and Procedure Manual* (legis.state.va.us/codecomm/register/download/styl8_95.rtf), and Executive Orders 21 (02) and 58 (99) (governor.state.va.us/Press_Policy/Executive_Orders/EOHome.html)

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.

These regulations were developed in 1986 and do not reflect all changes in the Code of Virginia that have occurred since that time. Also, they do not reflect the current administration of the statutory provisions and regulations by the Virginia Waste Management Board. This action makes those changes needed for the regulations to conform to Virginia statutes. The major changes are the replacement of references to the Hazardous Waste Facility Siting Council and its Executive Director with references to the Virginia Waste Management Board and the Director of the Department of Environmental Quality. Legal citations are replaced with those that are currently correct. Other changes include providing current addresses and the current manner of conducting business tasks under the regulations. This action also incorporates a delegation by board to the Director of the Department of Environmental Quality to administer the regulations to the extent that such delegations are not proscribed by the statute. This delegation is a confirmation of pre-existing statutory authority under §10.1-1405.

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 May 12, 2005, the Virginia Waste Management Board approved this action, Immediate Final Rule 2005, and adopted the rule as final regulations of the board, Administrative Procedures for Hazardous Waste Facility Site Certification, 9 VAC 20-40.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability including to what extent 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.

This action has no direct impact on the family or family stability.