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Exempt Action: Final Regulation Agency Background Document

Agency name	Department of Small Business and Supplier Diversity
Virginia Administrative Code (VAC) Chapter citation(s)	7 VAC 13-20
VAC Chapter title(s)	Regulations to Govern the Certification of Small, Women- and Minority-Owned Businesses
Action title	Regulations to Govern the Certification of Small, Women- and Minority-Owned Businesses [7 VAC 13 – 20]
Final agency action date	
Date this document prepared	February 18, 2021

Although 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 (1VAC7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

Brief Summary

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.

The purpose of this regulatory change is for the department to clarify its appeals process for an applicant whose application to be certified as Small, Women- and Minority-Owned has been by denied or revoked and the applicant would like reconsideration..

Mandate and Impetus

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, or board decision). "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the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."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 change to this regulation is the result of a recommendation from the Joint Legislative Audit and Review Commission (JLARC)

Statement of Final Agency Action

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.

This update to 7 VAC 13-20-230, Regulations to Govern the Certification of Small, Women- and Minority-Owned Businesses, is being finalized February 18, 2021 by the Department of Small Business and Supplier Diversity.