



Virginia
Regulatory
Town Hall

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Exempt Action Final Regulation Agency Background Document

Agency name	Department of Motor Vehicles
Virginia Administrative Code (VAC) citation	24 VAC 20-121
Regulation title	Virginia Driver Training Schools Regulations
Action title	Submission of Required Documents in Electronic Format
Final agency action date	December 9, 2010
Document preparation date	December 9, 2010

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.

Chapter 85 of the 2009 Acts of Assembly, which arose from the efforts of the Attorney General's Government and Regulatory Reform Task Force, provides state agencies that have regulations promulgated in accordance with the Virginia Administrative Process Act (VAPA) with the opportunity to amend their regulations in a VAPA exempt action to provide for the submittal of required documents or payments by electronic means. In order to qualify as an exempt action, the amended regulations must be adopted by December 31, 2010. The amendments to the Virginia Driver Training Schools Regulations are being made pursuant to the provisions of Chapter 85 of the 2009 Acts of Assembly.

Chapter 17 of Title 46.2 provides for the licensure of Commercial Driver Training Schools by DMV. As a section of Chapter 17, Va. Code 46.2-1703 provides that the Commissioner of DMV may promulgate regulations necessary to (i) enforce the provisions of this chapter, (ii) provide adequate training for students, (iii) protect student and public safety and (iv) carry out the other provisions of this chapter. It further provides that these regulations shall include but need not be limited to curriculum requirements, contractual arrangements with students, obligations to students, facilities and equipment, qualifications and other requirements for instructors, school ownership requirements, surety bond requirements, and

financial stability of schools. The Virginia Driver Training Schools Regulations have been promulgated pursuant to the provisions of Va. Code 46.2-1703.

In amending these regulations, DMV has deleted language such as "on a form provided by the department" or "in writing" and replaced it with the language "in a format prescribed by the department." This new broad language will allow DMV to work in close consultation and partnership with Commercial Driver Training Schools to develop and utilize the electronic filing technologies that best address the needs and requirements of DMV and these entities.

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.

This action was taken on December 9, 2010. The Virginia Department of Motor Vehicles is the agency taking the action. The title of the action is the amendment of the Virginia Driver Training Schools Regulations to provide for the submission of required documents in an electronic format.

Family impact

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

The amendments to the Virginia Driver Training Schools Regulations will benefit families and all citizens of the Commonwealth by promoting efficiency in Virginia state government. The submission of required documents in an electronic format will reduce paperwork, allow for faster processing, and reduce expenditures for both DMV and Commercial Driver Training Schools.